

Washington, Wednesday, April 16, 1941

Rules, Regulations, Orders

TITLE 16—COMMERCIAL PRACTICES

CHAPTER I—FEDERAL TRADE COMMISSION

[Docket No. 3726]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

IN THE MATTER OF WALLACE G. CLARK, ET AL.

§ 3.6 (j10) Advertising falsely or misleadingly-History of product or offering: § 3.6 (t) Advertising falsely or misleadingly-Qualities or properties of product: § 3.6 (x) Advertising falsely or misleadingly-Results: § 3.6 (ff10) Advertising falsely or misleadingly-Unique nature or advantages. Representing, in connection with offer, etc., in commerce, of "Hyral" dental preparation, or any other substantially similar product, among other things, as in order specified, that respondents' preparation (1) is a new discovery or that it has germicidal properties: (2) is a cure or remedy for bleeding gums or other mouth disorders, or that it constitutes a competent or effective treatment for such conditions in excess of that afforded by a mild antiseptic; (3) is a cure or remedy for trench mouth or that it constitutes a competent or effective treatment therefor in excess of temporarily inhibiting the growth of the bacteria causing trench mouth; (4) has any therapeutic value in the treatment of pyorrhea, or that it is a cure or remedy for such condition; (5) will make the gums firm, hard or healthy, or that its use will prevent the loss of teeth; (5) will remove tobacco stains, or will remove or prevent tartar formations on the teeth; or (7) will have any effect upon unpleasant breath odors in excess of temporarily masking such odors; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., Supp. IV, sec. 45b) [Cease and desist order, Wallace G. Clark, et al., Docket 3726, April 3, 1941]

§ 3.6 (j10) Advertising falsely or misleadingly—History of product or offering: § 3.6 (t) Advertising falsely or misleadingly—Qualities or properties of

product: § 3.6 (x) Advertising falsely or misleadingly—Results: § 3.6 (ff10) Advertising falsely or misleadingly-Unique nature or advantages. Disseminating, etc., in connection with offer, etc., of respondents' preparation "Hyral," or any other substantially similar praparation, among other things, as in order specified. any advertisements by means of the United States mails, or in commerce, or by any means, to induce, etc., directly or indirectly, purchase in commerce, etc., of said preparation, which advertisements represent, directly or through inference, that said "Hyral" is a new or different dentifrice or has any special properties which would be effective in making the gums firm or in keeping the gums firm, prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., Supp. IV, sec. 45b) [Cease and desist order, Wallace G. Clark, et al., Docket 3726, April 3, 1941]

In the Matter of Wallace G. Clark and Norman A. Dodge, Individually, and Hyral Distributing Company, a Corporation

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 3d day of April, A. D. 1941.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answer of respondents, testimony and other evidence in support of the allegations of said complaint and in opposition thereto, taken before John J. Keenan, an examiner of the Commission theretofore duly designated by it, and brief of counsel for the Commission filed herein; and the Commission having made its findings as to the facts and its conclusion that said respondents have violated the provisions of the Federal Trade Commission Act;

It is ordered, That the respondents, Hyral Distributing Company, a corporation, and its officers, and Wallace G. Clark and Norman A. Dodge, individuals, and all of their respective representatives, agents, and employees, directly or

14 F.R. 2338.

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through any corporate or other device, in connection with the offering for sale, sale and distribution of a certain dental preparation designated as "Hyral", or any other preparation composed of substantially similar ingredients or possessing substantially similar properties, in commerce, as commerce is defined in the Federal Trade Commission Act, do forthwith cease and desist from representing:

New Jersey Worsted Mills___ 1972

(1) That respondents' preparation is a new discovery or that it has germicidal properties;

(2) That respondents' preparation is a cure or remedy for bleeding gums or other mouth disorders, or that it constitutes a competent or effective treatment for such conditions in excess of that afforded by a mild antiseptic;

(3) That respondents' preparation is a cure or remedy for trench mouth or that it constitutes a competent or effective treatment therefor in excess of temporarily inhibiting the growth of the bacteria causing trench mouth;

(4) That respondents' preparation has any therapeutic value in the treatment of pyorrhea, or that it is a cure or remedy for such condition;

(5) That said preparation will make

the gums firm, hard or healthy, or that its use will prevent the loss of teeth;

(6) That respondents' preparation will remove tobacco stains, or will remove or prevent tartar formations on the teeth;

(7) That respondents' preparation will have any effect upon unpleasant breath odors in excess of temporarily masking such odors.

It is further ordered, That the respondent Hyral Distributing Company, a corporation, and its officers, and Wallace G. Clark and Norman A. Dodge, individually and as officers and directors of said corporation, and their respective representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution of their preparation "Hyral", or any other preparation of substantially similar composition or possessing substantially similar properties, whether sold under the same name or any other name or names, do forthwith cease and desist from directly or indirectly:

- (1) Disseminating or causing to be disseminated any advertisement-
- (a) by means of the United States mails, or
- (b) by any means in commerce, as commerce is defined in the Federal Trade Commission Act, which advertisements represent directly or through inference that said preparation designated as "Hyral" is a new or different dentifrice or has any special properties which would be effective in making the gums firm or in keeping the gums firm;
- (2) Disseminating or causing to be disseminated any advertisement by any means for the purpose of inducing or which is likely to induce, directly or indirectly, the purchase in commerce as commerce is defined in the Federal Trade Commission Act of said preparation "Hyral", which advertisement contains any of the representations prohibited in Paragraph One hereof.

It is further ordered, That each of the said respondents shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

By the Commission.

[SEAL]

OTIS B. JOHNSON, Secretary.

[F. R. Doc. 41-2737; Filed, April 15, 1941; 11:37 a. m.]

[Docket No. 3801]

PART 3-DIGEST OF CEASE AND DESIST ORDERS

IN THE MATTER OF THE HUBINGER COMPANY

§ 3.45 (c) (1) Discriminating in price-Direct discrimination-Charges and prices: § 3.45 (e) (1.5) Discriminating in price-Indirect discrimination-Charges and prices-Classifications generally. In connection with the offering for sale, sale and distribution of glucose or corn syrup unmixed and gluten feed in interstate commerce and in the District of Columbia, (1) discriminating in price between different purchasers of glucose or corn syrup unmixed of like grade and quality, and between different purchasers of gluten feed of like grade and quality. either directly or indirectly, in the manner and degree as found by the Commission in Paragraphs Four, Five, Six, Seven, Eight, Nine and Ten of the Commission's findings as to the facts and conclusion [i. e., as there set forth, selling and delivering its said syrup to purchasers, mostly candy manufacturers, in several types and sizes of containers, including barrels, half-barrels, and ten and five gallon kegs, at prices per cwt. which increase over tank car prices per cwt. according to size and type of container. with differentials ranging from 13 cents for such drums, where there is no return freight thereon, to \$1.08 for said five gallon kegs; selling its said product, between June 19, 1936 and July 25, 1937, at higher delivered prices per cwt. to purchasers located in certain cities other than Chicago and Zion, Illinois, than those at which it sells said syrup in containers of like size and type to purchasers located in such cities, and thereafter selling its said product to purchasers in certain cities other than Chicago at higher prices per cwt. than those at which it sells its said syrup in containers of like size and type to purchasers located in city aforesaid, and at prices which are not uniformly higher, but vary with geographic location of cities in which purchasers paying same are located; selling its said syrup to certain Chicago concern at delivered prices which are 10 cents per cwt. less than those which it charges other purchasers thereof in said city, through granting and allowing it, for portion of period involved, such discount from its regular list prices for delivery in city in question, and thereafter through contract entered into by it with concern in question, under which discount was granted and allowed in consideration of latter's undertaking to purchase minimum of 125

tank cars of product yearly, for delivery at rate of not less than 5 and not more than 35 cars a month; selling its said syrup to certain grocery company in Muskogee, Oklahoma, at delivered prices which are 10 cents per cwt. less than those at which it sells said product to other purchasers located in said city, through accepting in full payment for product sold to said concern, and invoiced to it at full current market price, arbitrary deduction of said amount; continuing to sell its said syrup to certain purchasers, most of whom are large quantity buyers and located in Chicago, at its old and lower price, while concurrently selling syrup of like grade and quality to other purchasers at its new and higher price; and selling its said gluten feed to nine particular purchasers at prices which (1) are 50 cents per ton less than those at which it concurrently sells such feed of like grade and quality to all other purchasers, and (2) are in pursuance of the terms of a written contract entered into by it with them, providing for such an allowance in consideration of said nine purchasers undertaking purchase of 100 tons per month for 12 months: with result that it thereby discriminated in price between different purchasers of its said glucose and gluten feed in violation of Sec. 2 (a) of Clayton Act as amended, as set forth in findings with respect to result of such differentials, not shown by it as making only due allowance for differences, if any, in the cost of manufacture, sale or delivery resulting from the differing methods or quantities, if any, in which said commodities were sold or delivered to purchasers involved, upon unfavored and upon favored purchasers, under circumstances of case, and with result that effect of such discriminations might be substantially to lessen competition between favored and unfavored purchasers, tend to create a monopoly in former, and injure, destroy or prevent competition therewith, and that effect of aforesaid discriminations in favor of said Chicago and Oklahoma concerns might be to substantially lessen competition or tend to create a monopoly in the line of commerce in which respondent corporation is engaged and to injure, destroy or prevent competition therewith], (2) continuing or resuming the discriminations in price found by the Commission in said Paragraphs, etc., or (3) otherwise discriminating in price in a manner and degree substantially similar to the discriminations found in said Paragraphs, etc., or (4) otherwise selling said glucose or corn syrup unmixed and gluten feed to some purchasers thereof at a different price than to other purchasers, the effect whereof may be substantially to lessen competition or tend to create a monopoly in the line of commerce in which customers of the respondent are engaged, or to injure, destroy or prevent competition with any person who either grants or receives the benefit of such discrimination; prohibited, subject to the provision, however, that nothing shall prevent price differences which make only

due allowance for the differences in cost of manufacture, sale or delivery resulting from the differing methods or quantities in which such commodities are to such purchasers sold or delivered; and subject to further provision that nothing shall prevent respondent from showing that its lower price to any purchaser or purchasers was made in good faith to meet any equally low price of any competitor. (Sec. 2 (a), 49 Stat. 1526; 15 U.S.C., Supp. IV, sec. 13 (a) [Cease and desist order, The Hubinger Company, Docket 3801, April 3, 1941]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 3d day of April, A. D. 1941.

This proceeding having been heard' by the Federal Trade Commission upon the complaint of the Commission, the answer of the respondent, the testimony taken and stipulated, and other evidence introduced before John P. Bramhall and John L. Hornor, trial examiners of the Commission theretofore duly designated by it, in support of the allegations of said complaint, no evidence having been presented in opposition thereto by respondent and further hearings, oral argument and the filing of briefs having been waived by the respondent; the Commission having made its findings as to the facts and its conclusion, which findings and conclusion are hereby made a part hereof, that respondent has violated the provisions of an Act of Congress entitled "An Act to supplement existing laws against unlawful restraints and monopolies, and for other purposes", approved October 15, 1914, as amended by the Robinson-Patman Act, approved June 19, 1936 (Title 15, section 13, U.S.C.A.);

It is ordered. That respondent, The Hubinger Company, its officers, representatives, agents and employees, directly or indirectly, in connection with the offering for sale, sale and distribution of glucose or corn syrup unmixed and gluten feed in interstate commerce and in the District of Columbia, do forthwith cease and desist:

(1) From discriminating in price between different purchasers of glucose or corn syrup unmixed of like grade and quality, and between different purchasers of gluten feed of like grade and quality, either directly or indirectly, in the manner and degree as found by the Commission in Paragraphs Four, Five, Six, Seven, Eight, Nine and Ten of the Commission's findings as to the facts and conclusion:

(2) From continuing or resuming the discriminations in price found by the Commission in Paragraphs 4, 5, 6, 7, 8, 9 and 10 of the aforesaid findings as to the facts and conclusion;

(3) From otherwise discriminating in price in a manner and degree substantially similar to the discriminations found in Paragraphs Four, Five, Six, Seven, Eight, Nine and Ten of the Com-

mission's findings as to the facts and conclusion:

(4) From otherwise selling said glucose or corn syrup unmixed and gluten feed to some purchasers thereof at a different price than to other purchasers, the effect whereof may be substantially to lessen competition or tend to create a monopoly in the line of commerce in which customers of the respondent are engaged, or to injure, destroy or prevent competition with any person who either grants or receives the benefit of such discrimination, provided that nothing shall prevent price differences which make only due allowance for the differences in cost of manufacture, sale or delivery resulting from the differing methods or quantities in which such commodities are to such purchasers sold or delivered, and provided further that nothing shall prevent respondent from showing that its lower price to any purchaser or purchasers was made in good faith to meet any equally low price of any competitor.

It is further ordered, That the said respondent, The Hubinger Company, shall, within sixty days after service upon it of this order, file with the Commission a report in writing setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL]

OTIS B. JOHNSON, Secretary.

[F. R. Doc. 41-2738; Filed, April 15, 1941; 11:37 a. m.]

TITLE 17—COMMODITY AND SECURI-TIES EXCHANGES

CHAPTER II—SECURITIES AND EX-CHANGE COMMISSION

PART 240—RULES AND REGULATIONS, SE-CURITIES EXCHANGE ACT OF 1934

AMENDMENT TO RULE CONCERNING FILING OF ANNUAL REPORTS UNDER THE ACT BY COM-PANIES REGISTERED UNDER THE INVEST-MENT COMPANY ACT OF 1940

The Securities and Exchange Commission, acting pursuant to authority conferred upon it by the Securities Exchange Act of 1934, particularly sections 13, 15 (d) and 23 (a) thereof [sec. 13, 48 Stat. 894; 15 U.S.C. 78m: sec. 15, 48 Stat. 895; sec. 3, 49 Stat. 1377; 15 U.S.C. 78o: sec. 23, 48 Stat. 901; sec. 8, 49 Stat. 1379; 15 U.S.C. 78w], and deeming such action appropriate in the public interest and for the protection of investors and necessary for the execution of the functions vested in it by the said Act, hereby takes the following action:

I. Paragraph (a) of \$240.13a-71 [Rule X-13A-7] is amended to read as follows:

§ 240.13a-7 Companies registered under the Investment Company Act of 1940.

(a) Notwithstanding §§ 240.13a-1 and

¹⁵ F.R. 1940.

¹⁶ F.R. 73.

240.13a-2 [Rules X-13a-1 and X-13a-2], any registrant for which Form 10-K, 15-K or 17-K is appropriate for annual reports pursuant to section 13 of the Act [Sec. 13, 48 Stat. 894; 15 U.S.C. 78m] and which has filed a registration statement on the appropriate form prescribed under section 8 (b) of the Investment Company Act of 1940 [54 Stat. 803], may file copies of such registration statement as its annual report pursuant to said section 13 [sec. 13, 48 Stat. 894; 15 U.S.C. 78m], provided the registration statement covers the fiscal period that would be covered by a report on Form 10-K, 15-K or 17-K, as the case may be, and provided such report is filed on or before July 15, 1941. This rule shall not apply, however, to any company which has filed a registration statement which itself consists in whole or in part of copies of information and documents filed under the Securities Act of 1933 [48 Stat. 74, as amended; 15 U.S.C. 78a, et seq.] or the Securities Exchange Act of 1934 [48 Stat. 881, as amended; 15 U.S.C. 78a, et seq.] and which is filed pursuant to rules and regulations under section 8 (c) of the Investment Company Act of 1940 [54 Stat. 8031.

II. Paragraph (a) of § 240.15d-4° [Rule X-15D-4] is amended to read as follows:

§ 240.15d-4 Companies registered under the Investment Company Act of 1940. (a) Notwithstanding §§ 240.15d-1 and 240.15d-2 [Rules X-15D-1 and X-15D-2]. any registrant for which Form 1-MD or 2-MD is appropriate for annual reports pursuant to section 15 (d) of the Act Isec. 15, 48 Stat. 895; sec. 3, 49 Stat. 1377; 15 U.S.C. 780], and which has filed a registration statement on the appropriate form prescribed under section 8 (b) of the Investment Company Act of 1940 [54 Stat. 8031 may file copies of such registration statement as its annual report pursuant to said section 15 (d) [sec. 15. 48 Stat. 895; sec. 3, 49 Stat. 1377; 15 U.S.C. 7801 provided the registration statement covers the period that would be covered by a report on Form 1-MD or 2-MD, as the case may be, and provided such report is filed on or before July 15, 1941. This rule shall not apply, however, to any company which has filed a registration statement which itself consists in whole or in part of copies of information and documents filed under the Securities Act of 1933 [48 Stat. 74, as amended; 15 U.S.C. 78a, et seq.] or the Securities Exchange Act of 1934 [48 Stat. 881, as amended; 15 U.S.C. 78a, et seq.1 and which is filed pursuant to rules and regulations under section 8 (c) of the Investment Company Act of 1940 [54 Stat. 803].

Effective April 14, 1941.

By the Commission.

[SEAL] FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 41-2724; Filed, April 14, 1941; 4:18 p. m.]

*6 F.R. 74.

TITLE 24—HOUSING CREDIT

CHAPTER I—FEDERAL HOME LOAN BANK BOARD

PART 4-OPERATION OF THE BANKS

AMENDMENT RELATING TO TRANSFER OF FUNDS BETWEEN THE BANKS

Amending Part 4 of Chapter I, Title 24 of the Code of Federal Regulations:

Be is resolved, That, no hearing having been requested in accordance with the provisions of § 8.3 (d) of the Rules and Regulations for the Federal Home Loan Bank System after opportunity therefor was allowed in accordance with paragraph (c) thereof, § 4.1 (e) of the Rules and Regulations for the Federal Home Loan Bank System is amended, effective April 14, 1941, to read as follows:

§ 4.1 General powers.

(e) Transfer of funds between Banks. Interbank borrowing shall be through the medium of unsecured deposits. Unless otherwise directed by the Governor such deposits shall be payable on demand. Arrangements for such deposits and the repayment thereof shall be made through the Board's Comptroller. Such deposits shall bear interest at rates established by the Board. (Sec. 11 (e), 11 (f) of F.H.L.B.A., as amended by sec. 503, 48 Stat. 1262; 12 U. S. C. 1431 (e), (f)

[SEAL] J. FRANCIS MOORE, Secretary.

[F. R. Doc. 41-2723; Filed, April 14, 1941; 2:31 p. m.]

TITLE 32—NATIONAL DEFENSE

CHAPTER VII—SELECTIVE SERVICE SYSTEM

[Amendment No. 27]

Amending the Regulations to Clarify Provisions Concerning Forms

By virtue of the provisions of the Selective Training and Service Act of 1940, approved September 16, 1940, and the authority vested in me by the rules and regulations prescribed by the President thereunder, I hereby amend, effective ten (10) days after publication thereof in the Federal Register, Volume One, section VIII, Paragraph 163 of the Selective Service Regulations, by striking therefrom the present subparagraph a as heretofore amended and inserting in its place the following:

a. All of the provisions of Appendix A and all forms and revisions thereof, whether heretofore or hereafter made, which are referred to in these regulations or in Appendix A, and all forms and revisions thereof referred to in any amendment to these regulations or Appendix A, whether heretofore or hereafter adopted, and all forms and revisions are revisions.

scribed by the Director of Selective Service shall be a part of these regulations in the same manner as if each provision and each form were set forth herein in full. Wherever in any form or the instructions printed thereon, whether heretofore or hereafter prescribed, any person shall be instructed or required to fill out, sign, verify, swear to, or answer questions or do any other act in connection therewith, such person is hereby charged with the duty of promptly and completely doing so.

sions thereof heretofore or hereafter pre-

LEWIS B. HERSHEY, Deputy Director.

APRIL 11, 1941.

[F. R. Doc, 41-2735; Filed, April 15, 1941; 10:48 a. m.]

[Amendment No. 28]

AMENDING THE REGULATIONS TO INCORPO-RATE FORMS AND PROVIDE FOR PRESCRIB-ING NEW FORMS

By virtue of the provisions of the Selective Training and Service Act of 1940, approved September 16, 1940, and the authority vested in me by the rules and regulations prescribed by the President thereunder, I hereby amend, effective ten (10) days after publication thereof in the Federal Register, Appendix A, Volume One, of the Selective Service Regulations, by striking therefrom the present Appendix A as heretofore amended and inserting in its place the following:

APPENDIX A—FORMS USED FOR SELECTIVE SERVICE

The following forms and all revisions thereof, whether heretofore or hereafter made, are prescribed for use in the administration of the Selective Service System: D. S. S. Forms numbered 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 13, 14, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 30, 40, 40A, 42, 43, 47, 48, 49, 50, 53, 55, 56, 57, 58, 60, 63, 100, 101, 102, 116, 140, 148, 149, 150, 151, 153, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 169A. 170, 171, 200, 201, 203, 205, 206, 245, 246, 247, 248, 249, 250, 251, 254, 255, 255A, 256, 257, 258, 259, 260, 260A, 260B, 260C, 261, 262, 263, 264, 270, 279, 281, 351, 352. Each of said forms is herein set out in this appendix in full.

The Director of Selective Service may from time to time prescribe such revisions of DSS forms and such additional DSS forms as he shall deem necessary for the administration of the Selective Service System and, when so prescribed, said forms shall become part of this appendix and of these regulations.

Unless the Director of Selective Service, in prescribing the revision of a DSS form, expressly provides for the discontinuance of the form which is being re-

¹5 F.R. 3784.

^{*5} F.R. 3785.

vised it shall continue to be used until the supply of such form on hand is exhausted.

The Director of Selective Service may from time to time prescribe for use in the administration of the Selective Service System standard Government forms and forms prescribed by other Government agencies, and when so prescribed such forms and any revisions thereof shall become a part of this appendix and of these regulations.

To determine the particular use to which each form shall be put, reference should be made to the Selective Service Regulations, of which these forms are a part. (Paragraph 163a). Where instructions are found on the forms themselves, these instructions must be followed and all forms hereafter adopted in the manner hereinbefore provided, whether referred to in other regulations or not, are hereby made a part of the regulations.

Selective Service agencies requiring forms may obtain them from State headquarters. (Paragraph 163c).

LEWIS B. HERSHEY,

Deputy Director

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160.	Order Transferring Delivery of Regis-
101	trant.
161.	Local Board Report of Class I.
162.	State Report of Class I.
163.	Quota Sheet. Notice of Quota.
164.	Application for Voluntary Training
165.	Application for Voluntary Induction.
166.	Home Address Report.
167.	Report of Separation. Master Code Sheet.
168.	Master Code Sneet.
169.	National Master List. Index to Serial Numbers in Master
169A.	
1770	List.
170.	Serial Number Card.
171.	Report of Transmittal Forms DSS
200	166-167.
200.	Report of Physical Examination.
201.	Notice to Registrant to Appear for
000	Physical Examination.
203.	Order Referring Registrant to An- other Local Board for Physical
	Examination Only.
205	
205.	Transmission of Reports of Physical
000	Examination.
206.	Medical Advisory Board Psychiatrists'
945	Monthly Report.
245.	Purpose Ledger Sheet.
246.	Procurement Ledger Sheet.
247.	Travel Authority. Travel Authority.
248.	Travel Authority Travelse
249,	Travel Authority Increase. Certificate of Employment of Office
250.	Assistants.
251.	Travel Order.
254.	Estimate of Expenses.
-	Pay Roll for Personal Services.
255A.	Pay Roll for Personal Services.
256.	Meal and Lodging Ticket
257.	Meal and Lodging Ticket. Waiver of Pay or Compensation.
258.	Purchase Order.
259.	Requisition for Supplies
260.	Requisition for Supplies. Obligation Report.
260A.	Obligation Report.
260B.	Obligation Report
260C.	Obligation Report. Obligation Report.
261.	Estimate of Expenses.
262.	Maximum Monthly Allowance for
TO SHARE	Office Assistants.
263.	Certificate as to Number of Regis-
-	trants.
264.	Desciping Depost
270.	Statement of Fair Market Value.
279.	Report of Delinquents to U. S. Dis-
- The same	Statement of Fair Market Value. Report of Delinquents to U. S. District Attorney.
281.	Notice (To Registrants) of Suspected
	Delinquency.
351.	Permit of Local Board for Registrant
	to Depart from the U.S.
352.	Correspondence Postal Card.
- Them	
[F. R	. Doc. 41-2736; Filed, April 15, 1941;
PIN	10:48 a. m.]
1	

CHAPTER XI—OFFICE OF PRICE ADMINISTRATION AND CIVILIAN SUPPLY

Adoption of Schedules, Etc., of Price Stabilization and Consumer Divisions

1. All price schedules, instructions, announcements, forms and notices heretofore issued, promulgated or adopted, and all committees formed, by the Advisors on Price Stabilization and Consumer Protection, members of the Advisory Commission to the Council of National Defense, or by the Price Stabilization and Consumer Divisions of the Advisory Commission to the Council of National Defense, are hereby ratified, adopted and continued in effect, until modified, terminated or superseded, as price schedules, instructions, announcements, forms, notices and committees, of the Office of Price Administration and Civilian Supply and the Administrator thereof.

2. This ruling is issued under, and in execution of the purposes of, Executive Order No. 8734, issued by the President on April 11, 1941.

Issued this 15th day of April 1941.

Leon Henderson,
Administrator.

[F. R. Doc. 41-2740; Filed, April 15, 1941; 11:46 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR CHAPTER III—GRAZING SERVICE

PART 502—LIST OF ORDERS CREATING AND MODIFYING GRAZING DISTRICTS

MODIFICATION OF IDAHO GRAZING DISTRICTS NOS. 1 AND 2 2

APRIL 5, 1941.

Under and pursuant to the authority vested in me by the provisions of the act of June 28, 1934 (48 Stat. 1269, 43 U. S. Code, sec. 315, et seq.), as amended, commonly known as the Taylor Grazing Act, those parts of the following-described townships now embraced within Idaho Grazing District No. 1, are hereby excluded from Idaho Grazing District No. 1 and added to Idaho Grazing District No. 2:

IDAHO

Boise Meridian

Tps. 9, 10, and 11 S., R. 13 E., those parts east of the Salmon Falls Creek;
Tps. 12, 13, 15, and 16 S., R. 14 E., those parts east of the Salmon Falls Creek;

and those parts of the following-described townships now embraced within Idaho Grazing District No. 2, are hereby excluded from Idaho Grazing District No. 2 and added to Idaho Grazing District No. 1:

¹⁶ F.R. 1917.

^{*}Affects tabulation in § 502.1d.

TDAHO

Boise Meridian

Tps. 10 and 11 S., R. 13 E., those parts west of the Salmon Falls Creek;
T. 8 S., R. 14 E., that part west of the Snake River and the Salmon Falls Creek;
Tps. 9, 11, and 12 S., R. 14 E., those parts west of the Salmon Falls Creek;
Tps. 13, 14, 15, and 16 S., R. 15 E., those parts west of the Salmon Falls Creek.

A. J. WIRTZ,

Acting Secretary of the Interior.

[F. R. Doc. 41-2731; Filed, April 15, 1941; 10:04 a. m.]

TITLE 50-WILDLIFE

CHAPTER I-FISH AND WILDLIFE SERVICE

PART 6-NONMIGRATORY SPECIES

PERMITS TO TAKE BALD EAGLES FOR SCIEN-TIFIC OR EXHIBITION PURPOSES OR TO CONTROL THEIR DEPREDATIONS

Pursuant to the authority and direction contained in section 2 of the act of June 8, 1940 (54 Stat. 250), entitled "An Act for the Protection of the Bald Eagle," the following regulations are prescribed to govern the issuance of permits to take such birds:

§ 6.1 Permits to take bald eagles for scientific or exhibition purposes or to control their depredations-(a) Collecting permits. The Secretary of the Interior may authorize the Director of the Fish and Wildlife Service to issue permits to capture bald eagles alive or to collect their nests or eggs, or to kill such birds and possess and transport their skins or mounted specimens for scientific or exhibition purposes of public museums, scientific societies, or zoological parks, when it has been determined that such taking or collecting is compatible with the preservation of the species, but no bald eagles, parts thereof, mounted specimens, or nests or eggs thereof may be purchased, sold, or offered for sale in the United States or in any place subject to its jurisdiction.

Applications for permits shall be addressed to the Director, Fish and Wildlife Service, Department of the Interior, Washington, D. C., and must state the name and address of the applicant, his age, the State and locality in which bald eagles or their nests or eggs are proposed to be taken, and the name and address of the public museum, scientific society, or zoological park for which they are intended. The applicant must furnish such other information concerning his fitness to be entrusted with a permit as may be called for by the Director.

The permit shall limit the number of bald eagles or their nests or eggs that may be taken thereunder, and the places where, time when, and means by which they may be taken, and shall authorize the holder thereof to possess and transport such birds or their nests or eggs for scientific or exhibition purposes of public museums, scientific societies, or zoological parks. Public museums, scientific societies, and zoological parks may, without a permit, possess and transport lawfully acquired bald eagles and their nests and eggs for scientific or exhibition purposes, but no such birds, nests, or eggs shall be taken without a permit.

No permit issued hereunder shall authorize the taking, possession, donation, or transportation of bald eagles, parts thereof, or the nests or eggs thereof unless the permittee has in his possession while exercising any such privilege a valid, subsisting permit of equivalent tenor issued to him by the State in which he proposes to operate if such a permit is required by State law. Permits shall not be transferable. They are revocable at any time in the discretion of the Secretary and if revoked shall be surrendered to him on demand. A permittee shall return the permit immediately after the date of its expiration to the Director, Fish and Wildlife Service, Washington, D. C., and submit to him a report of his operations thereunder.

(b) Marking shipments. Every package in which bald eagles or parts, nests, or eggs thereof are shipped wholly within a State or the District of Columbia, or in which such birds, parts, nests, or eggs are transported by any means whatever from one State, or the District of Columbia, or any place subject to the jurisdiction of the United States, to, into, or through another State, or the District of Columbia, or any place subject to the jurisdiction of the United States, or to a foreign country for scientific or exhibition purposes, shall be plainly and clearly marked, labeled, or tagged, on the outside thereof, to show the name and address of the consignor and consignee, the contents of the package, and the number of the permit, where required, under authority of which it is transported, and that the specimens contained therein are for scientific or exhibition purposes.

(c) Birds acquired before passage of the Act. Bald eagles, alive or dead, any parts thereof, or the nests or eggs thereof, lawfully acquired prior to June 8, 1940, may be possessed or transported without a Federal permit, but shipments containing such birds, the dead bodies, parts, nests, or eggs thereof, must be marked as hereinbefore provided.

(d) Depredation permits. When it has been determined that bald eagles have become seriously injurious to wildlife or to agricultural or other interests in any particular community in the United States or in any place subject to its jurisdiction, and that the injury complained of is substantial and can be abated only by killing the birds, or some of them, the Secretary may authorize the said Director of the Fish and Wildlife Service to issue a permit to kill bald Such permit shall specify the eagles. time during which, the means and methods by which, and the person or persons by whom the birds may be killed. the disposition to be made of the carcasses and plumage, and such other restrictions as are deemed necessary. Each such permit will provide that no birds shall be killed or shot at or possessed or transported in any manner contrary to State law. Immediately after the expiration date of such permit it must be returned to the Director, Fish and Wildlife Service, Washington, D. C., accompanied by a report of activities thereunder. Permits shall not be transferable; they are revocable at any time in the discretion of the Secretary, and if revoked shall be surrendered to him on demand.

(e) Alaska. Except with respect to the marking of packages shipped to or from Alaska, these regulations are not applicable within the Territory. (Sec. 2.

54 Stat. 250)

HAROLD L. ICKES. Secretary of the Interior.

APRIL 7, 1941.

[F. R. Doc. 41-2733; Filed, April 15, 1941; 10:05 a. m.]

Notices

TREASURY DEPARTMENT.

Bureau of the Public Debt.

[1941 Department Circular No. 653]

UNITED STATES DEFENSE SAVINGS BONDS. SERIES E. ISSUED ON A DISCOUNT BASIS, PAYABLE 10 YEARS FROM ISSUE DATE. AT PAR

APRIL 15, 1941.

I. OFFERING OF DEFENSE SAVINGS BONDS-SERIES E

1. The Secretary of the Treasury, pursuant to the authority of the Second Liberty Bond Act, as amended, offers for sale, to the people of the United States, through the Postal Service and other designated agencies, an issue of United States Savings Bonds, designated Defense Savings Bonds-Series E. The bonds, hereinafter fully described, will be issued on a discount basis, in denominations of \$25 (maturity value), and multiples thereof, the issue price of each bond being 75 percent of its maturity value. The bonds will mature and be payable at face value 10 years from their respective issue dates, but will be redeemable before maturity, at the option of owners, at fixed redemption values. The bonds will be placed on sale beginning May 1, 1941, and their sale will continue until terminated by the Secretary of the Treasury.

II. DESCRIPTION AND TERMS OF BONDS

1. Defense Savings Bonds of Series E will be issued only in registered form, in denominations of \$25, \$50, \$100, \$500 and \$1,000 (maturity values), at prices hereinafter set forth. Each bond will bear the facsimile signature of the Secretary of the Treasury, and will bear both an imprint (in red) and an impression of the Seal of the Treasury. At the time of issue, the issuing agent will inscribe the name and address of the owner on each bond, will enter the date as of which the bond is issued in the upper right corner, and will imprint his dating stamp (with current date) in the circle in the lower left corner. Defense savings bonds shall be valid only if duly inscribed and dated, as above provided, and delivered by an authorized agent following receipt of payment therefor.

2. The bonds will, in each instance, be dated as of the first day of the month in which payment of the issue price (or, in the case of bonds purchased by mail, the application accompanied by remittance to cover the issue price) is received by an agent authorized to issue the bonds; the bonds will mature and be payable at face value 10 years from such issue date. The bonds may not be called for redemption by the Secretary of the Treasury prior to maturity, but they may be redeemed prior to maturity, after 60 days from the issue date, at the owner's option, at fixed redemption values. No interest as such will be paid on the bonds, but they will increase in redemption value at the end of the first year from issue date, and at the end of each successive half-year period thereafter until their maturity, when the face amount becomes payable. The increment in value will be payable only upon redemption of the bonds. A table of redemption values for each bond appears on its face. The purchase price of Defense Savings Bonds of Series E has been fixed so as to afford an investment yield of about 2.9 percent per annum compounded semiannually if the bonds are held to maturity; if the owner exercises his option to redeem a bond prior to maturity the investment yield will be less. The table at the end of this circular shows: (1) how Defense Savings Bonds of Series E, by denominations, increase in redemption value during the successive half-year periods following issue, and (2) the computed investment yields (a) on the issue price from issue date to the beginning of each half-year period, and (b) on the current redemption value from the beginning of each half-year period to maturity at the end of the 10-year period.

- 3. The bonds will not be transferable, and will be payable only to the owner named thereon, except in case of death or disability of the owner or as otherwise specifically provided in the regulations governing savings bonds, and in any event only in accordance with such regulations. Accordingly they may not be sold, and may not be hypothecated as collateral for a loan.
- 4. Taxation. For the purpose of determining taxes and tax exemptions, the increment in value represented by the difference between the price paid for United States Savings Bonds and the redemption value received therefor (whether at or before maturity) shall be considered as interest, and such interest on Defense savings bonds is not exempt from income or profits taxes now or hereafter imposed by the United States. The bonds shall be subject to

estate, inheritance, gift, or other excise taxes, whether Federal or State, but shall be exempt from all taxation now or hereafter imposed on the principal or interest thereof by any State, or any of the possessions of the United States, or by any local taxing authority.

III. PURCHASE OF BONDS

- 1. Agencies. Defense Savings Bonds of Series E may be purchased, while this offer is in effect, as follows:
 - (a) Over-the-counter for cash:
- (1) At United States post offices of the first, second, and third classes, and at selected post offices of the fourth class, and generally at classified stations and branches.
- (2) Postal Savings. Subject to regulations prescribed by the Board of Trustees of the Postal Savings System, the withdrawal of postal savings deposits will be permitted for the purpose of acquiring Defense savings bonds.
- (3) At such incorporated banks, trust companies, mutual savings banks, and other agencies as have been designated and have duly qualified as sales agents pursuant to the provisions of Treasury Department Circular No. 657, dated April 15, 1941.
- (b) On mail order. Defense savings bonds may be purchased by mail upon application to the Treasurer of the United

States, Washington, D. C., or to any Federal Reserve Bank, accompanied by a remittance to cover the issue price. Any form of exchange, including personal checks, will be accepted, subject to collection. Checks, or other forms of exchange, should be drawn to the order of the Treasurer of the United States or the Federal Reserve bank, as the case may be

- (c) Other agencies. The Secretary of the Treasury, in his discretion, may designate agencies other than those herein designated for the sale of, or for the handling of applications for, Defense Savings Bonds of Series E.
- 2. Defense Postal Savings Stamps for installment payments. Postal Savings Stamps of a special Defense series in denominations of 10, 25, and 50 cents, and \$1 and \$5, may be purchased at any post office where Defense savings bonds are on sale, and at such other agencies as may be designated from time to time. These stamps may be used to accumulate credits for the purchase of Defense savings bonds. Defense stamp albums, for affixing the stamps, will be available without charge, and such albums will be receivable, in the amount of the affixed stamps, on the purchase price of Defense savings bonds.
- 3. Issue prices. The issue prices of the various denominations of Defense Savings Bonds of Series E follow:

Denomination (maturity value) \$25.00 \$50.00 \$100.00 \$500.00 \$1,000.00 Issue (purchase) price 18.75 37.50 75.00 375.00 750.00

IV. LIMITATION ON HOLDINGS

1. The amount of Defense Savings Bonds of Series E originally issued during any one calendar year to any one person, including those registered in the name of that person alone, and those registered in the name of that person with another named as coowner, that may be held by that person at any one time shall not exceed \$5,000 (maturity value). Any bonds acquired on original issue which create an excess must immediately be surrendered for refund of the issue price, as provided in the regulations governing savings bonds.

V. AUTHORIZED FORMS OF REGISTRATION

1. Defense Savings Bonds of Series E may be registered only in the names of natural persons (that is, individuals) whether adults or minors, in their own right, who are residents of the Continental United States, the Territories and Insular Possessions of the United States, the Canal Zone, the Philippine Islands, or citizens of the United States temporarily residing abroad, as follows: (a) in the name of one person, (b) in the names of two (but not more than two) persons as coowners, and (c) in the name of one person payable on death to one (but not more than one) other designated person. Full information as to authorized forms of registration will be found in the regulations governing savings bonds.

VI. DELIVERY AND SAFEKEEPING OF DEFENSE SAVINGS BONDS OF SERIES E

1. Postmasters and other authorized sales agents from whom Defense savings bonds may be purchased are authorized to deliver such bonds duly inscribed and dated upon receipt of the issue price. Bonds issued upon mail order applications made to a Federal Reserve Bank or to the Treasurer of the United States will be delivered by registered mail within the Continental United States, the Territories and Insular Possessions of the United States, the Canal Zone and the Philippine Islands. No deliveries elsewhere will be made. If purchased by citizens of the United States temporarily residing abroad, bonds will be delivered in the United States, or held in safekeeping, as the purchaser may direct. Delivery should not be accepted by any purchaser until he has verified that the correct name and address are duly inscribed on the face of the bond, that the bond is duly dated as of the first day of the month in which payment of the issue price was received by the agent, and that the dating stamp (with current date) of the postmaster or other issuing agent is imprinted in the circle in the lower left corner of the bond.

2. A Defense savings bond will be held in safekeeping without charge by the Secretary of the Treasury if the holder so desires, and in such connection the facilities of the Federal Reserve Banks. as fiscal agents of the United States, will be utilized. Arrangements may be made for such safekeeping at the time of purchase, or subsequently. Postmasters generally, and branches of Federal Reserve Banks, will assist holders in arranging for safekeeping, but will not act as safekeeping agents.

VII. PAYMENT AT MATURITY OR REDEMPTION PRIOR TO MATURITY

- 1. General. Any Defense savings bond will be paid in full at maturity, or, at the option of the owner, after 60 days from the issue date, will be redeemed in whole or in part at the appropriate redemption value prior to maturity, following presentation and surrender of the bond, with the request for payment properly executed, all in accordance with the regulations governing savings bonds.
- 2. Execution of request for payment. The registered owner, or other person entitled to payment under the regulations governing savings bonds, must appear before one of the officers authorized by the Secretary of the Treasury to witness and certify requests for payment, establish his identity, and in the presence of such officer sign the request for payment, adding the address to which the check is to be mailed. After the request for payment has been so signed, the witnessing officer should complete and sign the certificate provided for his use. Unless otherwise authorized in a particular case, the form of request appearing on the back of the bond must be used.
- 3. Officers authorized to witness and certify requests for payment. The officers authorized to witness and certify requests for payment of savings bonds are fully set forth in the regulations governing savings bonds, such officers including United States postmasters and certain other post office officials, and the executive officers of all banks or trust companies incorporated in the United States or its organized Territories, including officers at domestic and foreign branches who are certified to the Treasury Department as executive officers.
- 4. Presentation and surrender. After the request for payment has been duly executed by the person entitled and by the certifying officer, the bond must be presented and surrendered to the Treasury Department, Washington, or to a Federal Reserve Bank, at the expense and risk of the owner. For the owner's protection, the bond should be forwarded by registered mail, if not presented in person.
- 5. Disability or death. In case of the disability of the registered owner, or the death of the registered owner not survived by a coowner or a designated beneficiary, instructions should be obtained from the Treasury Department, Division of Loans and Currency, Washington, D. C. before the request for payment is executed.
- 6. Method of payment. The only agencies authorized to pay or redeem savings bonds are the Treasury De-

partment and the Federal Reserve Banks. Postmasters are not authorized to make payment, but generally they will assist owners in securing payment, at or before maturity. Payment in all cases will be made by check drawn to the order of the registered owner or other person entitled to payment, and mailed to the address given in the request for payment.

7. Partial redemption. Partial redemption of a Defense savings bond of a denomination higher than \$25 (maturity value) at current redemption value is permitted, but only in multiples of \$25 (maturity value). In case of partial redemption the remainder will be reissued in authorized denominations bearing the same issue date as the bond surrendered.

VIII. SERIES DESIGNATION

1. Defense Savings Bonds of Series E, offered hereunder, to be issued during the calendar year 1941, will be designated Series E-1941, and those which may be issued in subsequent calendar years will be similarly designated by the series letter followed by the year of issue.

IX. GENERAL PROVISIONS

- 1. All Defense Savings Bonds of Series E, issued pursuant to this circular, shall be subject to the regulations prescribed from time to time by the Secretary of the Treasury to govern United States Savings Bonds. Such regulations may require. among other things, reasonable notice in case of presentation of Defense savings bonds for redemption prior to maturity. The present regulations governing savings bonds are set forth in Treasury Department Circular No. 530, Fourth Revision, dated April 15, 1941, copies of which may be obtained on application to the Treasury Department, or to any Federal Reserve Bank.
- 2. The Secretary of the Treasury reserves the right to reject any application for Defense Savings Bonds of Series E, in whole or in part, and to refuse to issue

or permit to be issued hereunder any such Defense savings bonds in any case or any class or classes of cases if he deems such action to be in the public interest, and his action in any such respect shall be final.

3. Postmasters in charge of post offices where Defense savings bonds are on sale, under regulations promulgated by the Postmaster General, and Federal Reserve Banks, as fiscal agents of the United States, are authorized to perform such fiscal agency services as may be requested of them by the Secretary of the Treasury in connection with the issue, delivery, safekeeping, redemption, and payment of Defense savings bonds. Other sales agencies will be subject to the provisions of Treasury Department Circular No. 657, dated April 15, 1941.

4. The Secretary of the Treasury may at any time or from time to time supplement or amend the terms of this circular, or of any amendments or supplements thereto, information as to which will be promptly furnished to the Postmaster General, the Federal Reserve Banks, and

other sales agencies.

5. The offering of Defense Savings Bonds of Series E, pursuant to this circular, is separate and distinct from the concurrent offerings of United States Savings Bonds of Defense Series F and of Defense Series G, pursuant to Treasury Department Circular No. 654, dated April 15, 1941.

6. By notice heretofore given to the Postmaster General and to other designated sales agencies, the sale of United States Savings Bonds of Series D, pursuant to Department Circular No. 596, dated December 15, 1938, as amended, will terminate at the close of business on April 30, 1941. Unless otherwise instructed, all applications for savings bonds of Series D received by mail subsequent to April 30, 1941, will be considered as applications for Defense Savings Bonds of Series E.

[SEAL] HENRY MORGENTHAU, Jr., Secretary of the Treasury.

Defense Savings Bonds—Series E TABLE OF REDEMPTION VALUES AND INVESTMENT YIELDS

Table showing: (1) how Defense Savings Bonds of Series E, by denominations, increase in redemption value during successive half-year periods following issue; (2) the approximate investment yield on the purchase price from issue date to the beginning of each half-year period; and (3) the approximate investment yield on the current redemption value from the beginning of each half-year period to maturity. Yields are expressed in terms of rate percent per annum, compounded semiannually.

Maturity value	\$25, 00 18, 75	\$50, 00 37, 50	\$100, 00 75, 00	\$500, 00 375, 00	\$1,000.00 750.00	(2) Approximate invest-	(3) Approxi- mate invest- ment yield on
Period after issue date	(1) Red	emption v	alues durin period	ment yield on purchase price from issue date to be- ginning of each half-year pe- riod	current re- demption val- ue from be- ginning of each half-year pe- riod to matu- rity		
First ½ year ½ to 1 year 1 to 1½ years ½ to 2 years 2½ to 2 years 2½ to 3 years 3 to 3½ years 3½ to 4 years 1½ to 4 years 1½ to 5 years 5 to 5½ years 5 to 5½ years 5 to 5½ years	\$18. 75		Percent 0.00 .67 .88 .99 1.06 1.31 1.49 1.62 1.72	Percent 2, 90 3, 05 3, 15 3, 25 3, 38 3, 52 3, 58 3, 66 3, 77 4, 91			

^{*}Approximate investment yield for entire period from issuance to maturity.

TABLE OF REDEMPTION VALUES AND INVESTMENT YIELDS-Continued

Maturity value	\$25.00 18.75	\$50, 00 37, 50	\$100, 00 75, 00	\$500.00 375.00	\$1,000.00 750.00	(2) Approximate investment yield on	(3) Approxi- mate invest- ment yield on
Period after issue date	(1) Red	emption v	alues durin period	purchase price from issue date to be- ginning of each half-year pe- riod	eurrent re- demption val- ue from be- ginning of each half-year pe- riod to matu- rity		
8 to 6½ years 6½ to 7 years 7 to 7½ years 7½ to 8 years 8½ to 8 years 8½ to 9 years 9½ to 9 years 9½ to 10 years Maturity value 10 years from issue date	\$21.00 21.50 22.00 22.50 23.00 23.50 24.00 24.50 25.00	\$42.00 43.00 44.00 45.00 46.00 47.00 48.00 49.00 50.00	\$84.00 86,00 88.00 90.00 92.00 94.00 96.00 98.00	\$420, 00 430, 00 440, 00 450, 00 460, 00 470, 00 480, 00 490, 00 500, 00	\$840,00 860,00 880,00 900,00 920,00 940,00 980,00 1,000,08	Percent 1, 90 2, 12 2, 30 2, 45 2, 57 2, 67 2, 76 2, 84 2, 90	Percent 4, 41 4, 36 4, 31 4, 25 4, 21 4, 17 4, 12 4, 08

[F. R. Doc. 41-2473; Filed, April 15, 1941; 11:48 a. m.]

[1941 Department Circular No. 654]

UNITED STATES SAVINGS BONDS DEFENSE SERIES F-12-YEAR APPRECIATION BONDS, AND DEFENSE SERIES G-12-YEAR CURRENT INCOME BONDS

APRIL 15, 1941.

- I. OFFERING OF UNITED STATES SAVINGS BONDS OF DEFENSE SERIES F AND DEFENSE SERIES G
- 1. The Secretary of the Treasury, pursuant to the authority of the Second Liberty Bond Act, as amended, offers for sale, to the people of the United States. through the Federal Reserve Banks, two issues of United States Savings Bonds, designated Defense Series F and Defense Series G, hereinafter referred to as Series F and Series G. The bonds of Series F will be issued on a discount basis, the issue price of each bond being 74 percent of its maturity value; they will mature and be payable at face value 12 years from their respective issue dates, but will be redeemable before maturity, at the option of owners, at fixed redemption values. The bonds of Series G will be issued at par, and will bear interest at the rate of 21/2 percent per annum, payable semiannually; they will mature and be payable at face value 12 years from their respective issue dates, but will be redeemable before maturity, at the option of owners, at fixed redemption values. Descriptions of the bonds of both series, their terms, and the conditions of their issue and redemption are hereinafter fully set forth. The bonds will be placed on sale beginning May 1, 1941, and the sale will continue until terminated, as to either or both series, by the Secretary of the Treasury.

II. DESCRIPTION AND TERMS OF BONDS

1. The bonds of Series F and Series G will be issued only in registered form, in denominations of \$100, \$500, \$1,000, \$5,000 and \$10,000 (maturity values), at prices hereinafter set forth. Each bond will bear the facsimile signature of the Secretary of the Treasury, and will bear

both an imprint in color (brown for Series F and blue for Series G) and an impression of the Seal of the Treasury. At the time of issue, the issuing agent will inscribe the name and address of the owner on each bond, will enter the date as of which the bond is issued in the upper right corner, and will imprint his dating stamp (with current date) in the circle in the lower left corner. The bonds shall be valid only if duly inscribed and dated, as above provided, and delivered by an authorized agent following receipt of payment therefor.

- 2. The bonds of each series will, in each instance, be dated as of the first day of the month in which payment of the issue price (or, in case of bonds purchased by mail, the application accompanied by remittance to cover the issue price) is received by an agent authorized to issue the bonds; the bonds will mature and be payable at face value 12 years from such issue date. The bonds of either series may not be called for redemption by the Secretary of the Treasury prior to maturity, but they may be redeemed prior to maturity, after six months from the issue date, at the owner's option, at fixed redemption values, as hereinafter provided.
- 3. Bonds of Series F will be issued on a discount basis at 74 percent of their maturity value. No interest as such will be paid on the bonds, but they will increase in redemption value at the end of the first year from issue date, and at the end of each successive half-year period thereafter until their maturity, when the face amount becomes payable. The increment in value will be payable only upon redemption of the bonds. A table of redemption values for each bond appears on its face. The purchase price of bonds of Series F has been fixed so as to afford an investment yield of about 2.53 percent per annum compounded semiannually if the bonds are held to maturity; if the owner exercises his option to redeem a bond prior to maturity the investment yield will be less.

4. Bonds of Series G will be issued at par, and will bear interest at the rate of 21/2 percent per annum, payable semiannually from date of issue. Interest will be paid by check drawn to the order of the registered owner and mailed to his address. Interest will cease at maturity, or, in case of redemption before maturity, at the end of the interest period next preceding the date of redemption. A table of redemption values for each bond appears on its face, and the difference between the face amount of the bond and the redemption value fixed for any period represents an adjustment (or refund) of interest. Accordingly, if the owner exercises his option to redeem a bond prior to maturity, the investment yield will be less than the interest rate on the bonds. Bonds of Series G may be redeemed at par (1) upon the death of the owner, or a coowner, if a natural person, or (2), as to bonds held by a trustee or other fiduciary, upon the death of any person which results in termination of the trust, in whole or in part. If the trust is terminated only in part redemption at par will be made only to the extent of the pro rata portion of the trust so terminated, to the next lower multiple of \$100. In any case request for redemption at par must be made within four months after the date of death and in accordance with the regulations governing savings bonds.

5. Tables at the end of this circular show separately for bonds of Series F and those of Series G: (1) the redemption values, by denominations, during the successive half-year periods following issue, and (2) the computed investment yields (a) on the Issue price from issue date to the beginning of each half-year period, and (b) on the current redemption value from the beginning of each half-year period to maturity at the end of the 12-year period.

- 6. The bonds will not be transferable, and will be payable only to the owner named thereon, except in case of death or disability of the owner or as otherwise specifically provided in the regulations governing savings bonds, and in any event only in accordance with such regulations. Accordingly they may not be sold, and may not be hypothecated as collateral for a loan.
- 7. Taxation. For the purpose of determining taxes and tax exemptions, the increment in value of savings bonds of Series F represented by the difference between the price paid and the redemption value received therefor (whether at or before maturity) shall be considered as interest, and such interest on such bonds of Series F, and interest on bonds of Series G, is not exempt from income or profits taxes now or hereafter imposed by the United States. The bonds shall be subject to estate, inheritance, gift, or other excise taxes, whether Federal or State, but shall be exempt from all taxation now or hereafter imposed on the principal or interest thereof by any State,

or any of the possessions of the United States, or by any local taxing authority.

III. PURCHASE OF BONDS

- 1. Agencies. Savings Bonds of Series F and Series G may be purchased, while this offer is in effect, upon application to any Federal Reserve Bank or to the Treasurer of the United States, Washington, D. C. Sales agencies, duly qualified under the provisions of Treasury Department Circular No. 657, and banking institutions generally, may submit applications for account of customers, but only the Federal Reserve Banks and the Treasury Department are authorized to act as official agencies.
- 2. Payment for bonds. Every application must be accompanied by payment in full of the issue price. Any form of exchange, including personal checks, will be accepted, subject to collection. Checks, or other forms of exchange, should be drawn to the order of the Federal Reserve Bank, or the Treasurer of the United States, as the case may be. Any qualified depositary, pursuant to the provisions of Treasury Department Circular No. 92 (Revised February 23, 1932, as supplemented), will be permitted to make payment by credit for bonds applied for on behalf of its customers up to any amount for which it shall be qualified in excess of existing deposits, when so notified by the Federal Reserve Bank of its district.

3. Postal savings. Subject to regulations prescribed by the Board of Trustees of the Postal Savings System, the withdrawal of postal savings deposits will be permitted for the purpose of acquiring savings bonds.

4. Other agencies. The Secretary of the Treasury, in his discretion, may designate agencies other than those herein designated for the sale of, or for the handling of applications for, savings bonds of Series F and Series G.

- 5. Form of application. In applying for bonds under this circular, care should be exercised to specify whether those of Series F or Series G are desired, and there must be furnished: (1) instructions for registration for the bonds to be issued, which must be in one of the authorized forms: (2) the post office address of each person (or other entity) whose name appears in the registration; (3) address for delivery of the bonds: and (4), in case of bonds of Series G, address for mailing interest checks. The use of an official application form is desirable, but not necessary. The application should be forwarded to the Federal Reserve Bank of the district, accompanied by remittance to cover the purchase price (\$74 for each \$100, face amount of bonds of Series F, or \$100 for each \$100 face amount of bonds of Series G).
- 6. Issue prices. The issue prices of the various denominations of bonds of Series F and Series G follow:

Series F			1100		
Denomination (maturity value)	\$100 \$74	\$500 \$370	\$1,000 \$740	\$5,000 \$3,700	\$10,000 \$7,400
Series G					
Denomination (maturity value)	\$100	\$500	\$1,000	\$5,000	\$10,000

IV. LIMITATION ON HOLDINGS

1. The amount of United States Savings Bonds of Series F, or of Series G, or the combined aggregate amount of both series, originally issued during any one calendar year to any one person, including those registered in the name of that person alone, and those registered in the name of that person with another named as coowner, that may be held by that person at any one time shall not exceed \$50,000 (issue price). Any bonds acquired on original issue which create an excess must immediately be surrendered for refund of the issue price, as provided in the regulations governing savings bonds.

V. AUTHORIZED FORMS OF REGISTRATION

- 1. United States Savings Bonds of Series F and Series G may be registered as follows:
- (1) In the names of natural persons (that is, individuals) whether adults or minors, in their own right, as follows:
 - (a) In the name of one person,
 (b) In the names of two (but not more
- (b) In the names of two (but not more than two) persons as coowners, and

- (c) In the name of one person payable on death to one (but not more than one) designated person;
- (2) In the name of an incorporated or unincorporated body, in its own right (except a commercial bank, which, for this purpose, is defined as a bank that accepts demand deposits).
- (3) In the name of a fiduciary, and
- (4) In the name of the owner or custodian of public funds.
- 2. Restrictions. Registration is restricted, in the case of individuals, to those who are residents of the Continental United States, the Territories and Insular Possessions of the United States, the Canal Zone, the Philippine Islands, or citizens of the United States temporarily residing abroad. The same restrictions will apply to the registration of bonds in any other authorized form.
- 3. Full information regarding authorized forms of registration will be found in the regulations governing savings bonds. In every form of registration, the post office address must be given, and if more than one name appears the post office address of each must be furnished.

- VI. DELIVERY AND SAFEKEEPING OF BONDS
- 1. Federal Reserve Banks are authorized to deliver bonds of Series F and Series G duly inscribed and dated upon receipt of the issue price. Unless delivered in person, bonds issued will be delivered by registered mail within the Continental United States, the Territories and Insular Possessions of the United States, the Canal Zone and the Philippine Islands. No deliveries elsewhere will be made. If purchased by citizens of the United States temporarily residing abroad, bonds will be delivered in the United States, or held in safekeeping, as the purchaser may direct. Delivery should not be accepted by any purchaser until he has verified that the correct name and address are duly inscribed on the face of the bond, that the bond is duly dated as of the first day of the month in which payment of the issue price was received by the agent, and that the dating stamp (with current date) of the issuing agent is imprinted in the circle in the lower left corner of the bond.
- 2. Savings bonds of Series F or Series G will be held in safekeeping without charge by the Secretary of the Treasury if the holder so desires, and in such connection the facilities of the Federal Reserve Banks, as fiscal agents of the United States, will be utilized. Arrangements may be made for such safekeeping at the time of purchase, or subsequently.

VII. PAYMENT AT MATURITY OR REDEMPTION BEFORE MATURITY

- 1. General. Any savings bond of Series F or Series G will be paid in full at maturity, or, at the option of the owner, after six months from the issue date, will be redeemed in whole or in part at the appropriate redemption value prior to maturity, on the first day of any calendar month, on one month's notice in writing, following presentation and surrender of the bond, with the request for payment properly executed, all in accordance with the regulations governing savings bonds.
- 2. Notice of redemption. When a savings bond of Series F or Series G is to be redeemed prior to maturity, a notice in writing of the owner's intention must be given to and be received by a Federal Reserve Bank or the Treasury Department not less than one calendar month in advance. A duly executed request for payment will be accepted as constituting the required notice.
- 3. Execution of request for payment. The registered owner, or other person entitled to payment under the regulations governing savings bonds, must appear before one of the officers authorized by the Secretary of the Treasury to witness and certify requests for payment, establish his identity, and in the presence of such officer sign the request for payment, adding the address to which the check is to be mailed. After the request for payment has been so signed, the witnessing officer should complete and sign

the certificate provided for his use. Unless otherwise authorized in a particular case, the form of request appearing on the back of the bond must be used.

4. Officers authorized to witness and certify requests for payment. The officers authorized to witness and certify requests for payment of savings bonds are fully set forth in the regulations governing savings bonds, such officers including United States postmasters and certain other post office officials, and the executive officers of all banks or trust companies incorporated in the United States or its organized Territories, including officers at domestic and foreign branches who are certified to the Treasury Department as executive officers.

5. Presentation and surrender. After the request for payment has been duly executed by the person entitled and by the certifying officer, the bond must be presented and surrendered to a Federal Reserve Bank, or to the Treasury Department, Washington, at the expense and risk of the owner. For the owner's protection, the bond should be forwarded by registered mail, if not presented in person.

6. Disability or death. In case of the disability of the registered owner, or the death of the registered owner not survived by a coowner or a designated beneficiary, instructions should be obtained from the Treasury Department, Division of Loans and Currency, Washington, D. C., before the request for payment is executed.

7. Method of payment. The only agencies authorized to pay or redeem savings bonds are the Federal Reserve Banks and the Treasury Department. Payment in all cases will be made by check drawn to the order of the registered owner or other person entitled to payment, and mailed to the address given in the request for payment.

8. Partial redemption. Partial redemption of a savings bond of Series F or Series G, of a denomination higher than \$100 (maturity value) at current redemption value is permitted, but only in multiples of \$100 (maturity value). In case of partial redemption the remainder will be reissued in authorized denominations bearing the same issue date as the bond surrendered.

VIII. SERIES DESIGNATION

1. Savings bonds of Series F, offered hereunder, to be issued during the calendar year 1941, will be designated Series F-1941, and those of Series G, will be similarly designated Series G-1941. Bonds of either series which may be issued in subsequent calendar years will be similarly designated by the series letter followed by the year of issue.

IX. GENERAL PROVISIONS

1. All savings bonds of Series F and Series G, issued pursuant to this circular, shall be subject to the regulations prescribed from time to time by the Secretary of the Treasury to govern United States Savings Bonds. The present regulations governing savings bonds are set forth in Treasury Department Circular No. 530, Fourth Revision, dated April 15, 1941, copies of which may be obtained on application to the Treasury Department, or to any Federal Reserve Bank.

2. The Secretary of the Treasury reserves the right to reject any application for savings bonds of either Series F or Series G, in whole or in part, and to refuse to issue or permit to be issued hereunder any such savings bonds in any case or any class or classes of cases if he deems such action to be in the public interest, and his action in any such respect shall be final.

3. Federal Reserve Banks, as fiscal agents of the United States, are authorized to perform such services as may be requested of them by the Secretary of the

Treasury in connection with the issue, delivery, safekeeping, redemption, and payment of savings bonds of Series F and Series G.

4. The Secretary of the Treasury may at any time or from time to time supplement or amend the terms of this circular, or of any amendments or supplements thereto, information as to which will be promptly furnished the Federal Reserve Banks.

5. The offerings of United States Savings Bonds of Defense Series F and of Defense Series G, pursuant to this circular, are separate and distinct from the concurrent offering of Defense Savings Bonds of Series E pursuant to Department Circular No. 653, dated April 15, 1941.

6. By notice heretofore given to the Postmaster General and to other designated sales agencies, the sale of United States Savings Bonds of Series D, pursuant to Department Circular No. 596, dated December 15, 1938, as amended, will terminate at the close of business on April 30, 1941.

[SEAL] HENRY MORGENTHAU, Jr., Secretary of the Treasury.

United States Savings Bonds—Defense Series F TABLE OF REDEMPTION VALUES AND INVESTMENT YIELDS

Table showing: (1) how United States Savings Bonds of Defense Series F, by denominations, increase in redemption value during successive half-year periods following issue; (2) the approximate investment yield on the purchase price from issue date to the beginning of each half-year period; and (3) the approximate investment yield on the current redemption value from the beginning of each half-year period to maturity. Yields are expressed in terms of rate percent per annum, compounded semiannually.

Maturity value	\$100.00 74.00	\$500.00 370.00	\$1,000 740	\$5, 000 3, 700	\$10,000 7,400	(2) Approximate invest- ment yield on purchase price	(3) Approximate invest- ment yield on current re-
Period after issue date	(1) Reden	ption valu	esduring e	ach half-ye	ear period	from issue date to beginning of each half-year period	demption value from beginning of each half- year period to maturity
P104 17	(1)	(1)	(1)	(1)	(1)	Percent	Percent *2, 53
First ½ year	1 22 22	\$370.00	\$740	\$3, 700	\$7,400	0.00	2.64
1 to 11/2 years		371.00	742	3, 710	7, 420	. 27	2.73
13/2 to 2 years		372, 50	745	3, 725	7,450	.45	2.82
2 to 236 years		374, 50	749	3,745	7, 490	.61	2,91
21/4 to 3 years	200000	377.00	754	3,770	7, 540	.75	2,99
3 to 31/2 years		380, 00	760	3, 800	7, 600	. 89	3.07
31/2 to 4 years	M.O. 1917	383, 50	767	3, 835	7,670	1.03	3. 15
4 to 41/2 years		388, 00	776	3,880	7, 760	1, 19	3, 20
416 to 5 years		393, 00	786	3, 930	7,860	1, 34	3.24
5 to 51/2 years		398, 50	797	3, 985	7, 970	1,49	3.27
51/2 to 6 years		404, 50	809	4, 045	8,090	1, 63	3, 29
6 to 61/2 years		411,00	822	4, 110	8, 220	1.76	3. 29
616 to 7 years	200 200	417, 50	835	4, 175	8, 350	1,87	3.31
7 to 7½ years		424.00	848	4, 240	8, 480	1.96	3, 32
71/2 to 8 years		430, 50	861	4, 305	8, 610	2.03	3, 35
8 to 81/2 years		437, 00	874	4, 370	8, 740	2,09	3.40
834 to 9 years		443, 50	887	4, 435	8, 870	2.14	3, 46
9 to 91/2 years		450.00	900	4, 500	9,000	2.10	3.54
91/2 to 10 years		457, 00	914	4,570	9, 140	2, 24	3, 63
10 to 101/2 years		464, 50	929	4, 645	9, 290	2, 29	3,72
101/2 to 11 years	1 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2	472, 50	945	4,725	9, 450	2,34	3.81
11 to 111/2 years		481.00	962	4,810	9, 620	2.40	3.91
111/2 to 12 years		490.00	980	4, 900	9,800	2,46	4.08
Maturity value 12 years from						10000	-
issue date	100,00	500,00	1,000	5,000	10,000	2.53	
	1						

1 Not redeemable

^{*}Approximate investment yield for entire period from issuance to maturity.

United States Savings Bonds—Defense Series G

TABLE OF REDEMPTION VALUES AND INVESTMENT YIELDS

Table showing: (1) how United States Savings Bonds of Defense Series G (paying a current return at the rate of $2\frac{1}{2}$ percent per annum on the purchase price, payable semiannually) change in redemption value, by denominations, during successive half-year periods following issue; (2) the approximate investment yield on the purchase price from issue date to the beginning of each half-year period; and (3) the approximate investment yield on the current redemption value from the beginning of each half-year period to maturity. Yields are expressed in terms of rate percent per annum, compounded semiannually, and take into account the current return.

Maturity valueIssue price	\$100,00 100,00	\$500.00 500.00	\$1,000 1,000	\$5, 000 5, 000	\$10,000 10,000	(2) Approximate investment uield	(3) Approximate investment yield on current re-
Period after issue date	(1) Reden	(1) Redemption values during each half-year period on nit half					demption value from beginning of each half- year period to maturity
First ½ year	(1)	(1)	(1)	(1)	(1)	Percent	Percent
1/2 to 1 year	\$98, 80	\$494,00	\$988	\$4,940	\$9,880	0. 10	2.62
1 to 11/2 years	97, 80	489.00	978	4,890	9,780	.30	2, 73
1½ to 2 years	96, 90	484. 50	969	4,845	9,690	.44	2.84
2 to 2½ years	96, 20	481.00	962	4,810	9, 620	.61	2.94
21/2 to 3 years	95, 60	478.00	956	4,780	9, 560	.75	3.0
3 to 31/2 years	95, 10	475. 50	951	4,755	9, 510	. 88	3. 13
31/2 to 4 years	94.80	474.00	948	4,740	9,480	1.04	3, 20
1 to 41/2 years	94.70	473, 50	947	4, 735	9,470	1.20	3, 26
1½ to 5 years	94.70	473.50	947	4, 735	9,470	1.35	3.30
5 to 51% years	94.90 95.20	474.50 476.00	949	4, 745	9,490	1.51	3, 32
51/4 to 6 years	95, 50	477.50	952 955	4, 760	9, 520	1.66	3. 33
6 to 61/2 years	95, 80	477.50	958	4, 775 4, 790	9, 550	1.79	3, 3
61/4 to 7 years	96. 10	480.50	961	4, 805	9, 580 9, 610	1.89	3.34
7 to 71/4 years	96, 40	482.00	964	4, 820	9, 640	1. 98 2. 05	3, 3
8 to 814 years	96, 70	483, 50	967	4, 835	9, 670	2.12	3.37
8½ to 9 years	97.00	485, 00	970	4, 850	9, 700	2.12	3. 41
9 to 91/2 years	97, 30	486, 50	973	4, 865	9, 730	2, 23	3, 46
934 to 10 years	97, 60	488.00	976	4, 880	9, 760	2, 27	3. 51
10 to 101/2 years	97, 90	489, 50	979	4, 895	9, 790	2.31	3, 60
101/2 to 11 years	98, 20	491.00	982	4, 910	9, 820	2.35	3.77
11 to 11½ years	98.60	493.00	986	4, 930	9,860	2,39	3.94
111/2 to 12 years	99. 20	496.00	992	4,960	9,920	2.44	4.13
Maturity value 12 years from	MACONING	141000000000	2000			1	19100
issue date	100,00	500,00	1,000	5,000	10,000	2, 50	

¹ Not redeemable.

[F. R. Doc. 41-2742; Filed, April 15, 1941; 11:49 a. m.]

WAR DEPARTMENT.

[Contract No. W-398-qm-9140; O. I. #2196]

SUMMARY OF CONTRACT FOR SUPPLIES

CONTRACTOR: FARGO MOTOR CORPORATION

Contract for: Trucks, * * *, with various bodies.

Amount: \$10,173,360.00.

Place: Holabird Quartermaster Depot, Baltimore, Maryland.

This contract, entered into this 12th day of December 1940.

Scope of this contract. The contractor shall furnish and deliver Trucks, * * *, with various bodies for the consideration stated \$10,173,360.00 in strict accordance with the specifications, schedules and drawings, all of which are made a part hereof.

Changes. Where the supplies to be furnished are to be specially manufactured in accordance with drawings and specifications, the contracting officer may at any time, by a written order, and without notice to the sureties, make changes in the drawings or specifications, except Federal Specifications. Changes as to shipment and packing of all supplies may also be made as above provided.

Delays—Liquidated damages. If the contractor refuses or fails to make delivery of the materials or supplies within the time specified in Article 1, or any extension thereof, the actual damage to the Government for the delay will be impossible to determine, and in lieu thereof the contractor shall pay to the Government, as fixed, agreed, and liquidated damages for each calendar day of delay in making delivery, the amount as set forth in the specifications or accompanying papers, and the contractor and his sureties shall be liable for the amount thereof.

Liquidated Damages shall be assessed against the contractor in the amount of * * * Dollars per vehicle for each calendar day of delay in making delivery.

Payments. The contractor shall be paid, upon the submission of properly certified invoices or vouchers, the prices stipulated herein for articles delivered and accepted or services rendered, less deductions, if any, as herein provided. Unless otherwise specified, payments will be made on partial deliveries accepted by the Government when the amount due on such deliveries so warrants; or, when requested by the contractor, payments for accepted partial deliveries shall be made

whenever such payments would equal or exceed either \$1,000 or 50 percent of the total amount of the contract.

Variations: Quantities listed hereon are subject to increase of not to exceed * * *% nor less than * * *%. This increase option to remain in effect until * * *.

Terms of payment: Discount will be allowed for prompt payment as follows: 30 calendar days \$* * * per truck.

The supplies and services to be obtained by this instrument are authorized by, are for the purpose set forth in, and are chargeable to procurement authority QM 1801-P-37-3053-A-0525.003-01 (Net) the available balance of which is sufficient to cover cost of same.

This contract authorized under Section 1 (a) Act of July 2, 1940 (Public, No. 703, 76th Congress).

FRANK W. BULLOCK, Major, Signal Corps, Assistant to the Director of Purchases and Contracts.

[F. R. Doc. 41-2726; Filed, April 15, 1941; 10;03 a. m.]

[Contract No. W 669 qm-10278; O. I. No. 4154]

SUMMARY OF CONTRACT FOR SUPPLIES

CONTRACTOR: NEW JERSEY WORSTED MILLS

Contract for: Textiles. Amount: \$1,708,850.00.

Place: Philadelphia Quartermaster Depot, Philadelphia, Pa.

This contract, entered into this seventeenth day of December 1940.

Scope of this contract. The contractor shall furnish and deliver * * * yards Suiting, Spruce Green, * * * yards Flannel, Shirting, Olive Drab, * * * yards Cloth, Serge, Olive Drab, for the consideration stated totaling one million, seven hundred eight thousand, eight hundred fifty dollars (\$1,708,850.00) in strict accordance with the specifications, schedules and drawings, all of which are made a part hereof.

Payments. The contractor shall be paid, upon the submission of properly certified invoices or vouchers, the prices stipulated herein for articles delivered and accepted or services rendered, less deductions, if any, as herein provided. Unless otherwise specified, payments will be made on partial deliveries accepted by the Government when the amount due on such deliveries so warrants; or, when requested by the contractor, payments for accepted partial deliveries shall be made whenever such payments would equal or exceed either \$1,000 or 50 percent of the total amount of the contract.

Delays—Damages. If the contractor refuses or fails to make delivery of acceptable material or supplies within the time or times specified in Article 1, or any extension or extensions thereof, the actual damage to the Government for the delay will be impossible to determine, and in lieu thereof the contractor shall pay to the

^{*}Approximate investment yield for entire period from issuance to maturity.

Government as fixed, agreed, and liquidated damages for each calendar day of delay in the delivery of any articles, the amount as set forth in the specifications or accompanying papers, and the contractor and his sureties shall be liable for the amount thereof.

Liquidated damages. Under the terms and conditions stipulated in Article 17 of this contract, the contractor shall pay to the Government, as liquidated damages, for each calendar day of delay in the delivery of any article, a sum equal to * * percentum of the price of such article for each day's delay after the time specified for delivery.

Bond: Furnished. Amount: \$341,-770.00.

The supplies and services to be obtained by this instrument are authorized by, are for the purpose set forth in, and are chargeable to procurement authority QM 350 P2-0240 A 0515-01 the available balance of which is sufficient to cover cost of same.

This contract authorized under Procurement Directives No. P-C-87 and P-C-138.

FRANK W. BULLOCK, Major, Signal Corps, Assistant to the Director of Purchases and Contracts.

[F. R. Doc. 41-2727; Filed, April 15, 1941; 10:03 a. m.]

[Contract No. W 669 qm-10263; O. I. No. 4139] SUMMARY OF CONTRACT FOR SUPPLIES

CONTRACTOR: AMERICAN WOOLEN COMPANY

Contract for: Textiles. Amount: \$11,208,525.00.

Place: Philadelphia Quartermaster Depot. Philadelphia, Pa.

This contract, entered into this seventeenth day of December 1940.

Scope of this contract. The contractor shall furnish and deliver * * * yards Woolen Textiles for the consideration stated totaling eleven million, two hundred eight thousand, five hundred twenty-five dollars (\$11,208,525.00) in strict accordance with the specifications, schedules and drawings, all of which are made a part hereof.

Payments. The contractor shall be paid, upon the submission of properly certified invoices or vouchers, the prices stipulated herein for articles delivered and accepted or services rendered, less deductions, if any, as herein provided. Unless otherwise specified, payments will be made on partial deliveries accepted by the Government when the amount due on such deliveries so warrants; or, when requested by the contractor, payments for accepted partial deliveries shall be made whenever such payments would equal or exceed either \$1,000 or 50 percent of the total amount of the contract.

Delays—Damages. If the contractor refuses or fails to make delivery of acceptable material or supplies within the time or times specified in Article 1, or

any extension or extensions thereof, the actual damage to the Government for the delay will be impossible to determine, and in lieu thereof the contractor shall pay to the Government as fixed, agreed, and liquidated damages for each calendar day of delay in the delivery of any articles, the amount as set forth in the specifications or accompanying papers, and the contractor and his sureties shall be liable for the amount thereof.

Liquidated damages. Under the terms and conditions stipulated in Article 17 of this contract, the contractor shall pay to the Government, as liquidated damages, for each calendar day of delay in the delivery of any article, a sum equal to * * * percentum of the price of such article for each day's delay after the time specified for delivery.

Bond: Furnished. Amount: \$2,241,-705.00.

The supplies and services to be obtained by this instrument are authorized by, are for the purpose set forth in, and are chargeable to procurement authority QM 323 P2-0240 A 0515-01 the available balance of which is sufficient to cover cost of same.

This contract authorized under Procurement Directives No. P-C-84, P-C-87 and P-C-138.

FRANK W. BULLOCK,
Major, Signal Corps,
Assistant to the Director of
Purchases and Contracts.

[F. R. Doc. 41-2728; Filed, April 15, 1941; 10:03 a. m.]

NAVY DEPARTMENT.

[NOy-4701]

SUMMARY OF CONTRACT FOR CONSTRUCTION

CONTRACTOR: FORD, BACON & DAVIS, INC., 39 BROADWAY, NEW YORK, NEW YORK

On March 26, 1941, the Navy Department entered into a contract (NOy-4701) with Ford, Bacon & Davis, Inc., of New York, New York, for the design and construction of Power Plant Improvements at the Naval Torpedo Station and the Naval Training Station, Newport, Rhode Island, at an estimated cost of \$2,940,000, including a fixed fee of \$120,-000 payable to the Contractor.

The contract, among other things, further provides that the Navy Department may at any time make changes in approved drawings and/or specifications and, if such changes or additions to or omissions from the original project cause a material increase or decrease in the amount or character of the work to be done under the contract, or in the time required for its performance, an equitable adjustment in the amount of the fixed fee to be paid to the Contractors shall be made and the contract shall be modified accordingly. The contract also contains provisions for the termination of the contract by the Government and for an equitable settlement with the Contractors under the contract in the case of such termination. That part of the contract which calls for the improvements to the power plant at the Naval Training Station, and involves an expenditure of \$735,000 including a fixed fee of \$30,000, is conditioned upon the enactment of the Naval Appropriation Act for the fiscal year 1942.

B. Moreell, Chief of Bureau.

[F. R. Doc. 41-2729; Filed, April 15, 1941; 10:04 a. m.]

DEPARTMENT OF THE INTERIOR.

Bituminous Coal Division.

[General Docket No. 12]

IN THE MATTER OF PRESCRIBING DUE AND REASONABLE MAXIMUM DISCOUNTS OR PRICE ALLOWANCES BY CODE MEMBERS TO "DISTRIBUTORS" UNDER SECTION 4 PART II (h) OF THE BITUMINOUS COAL ACT OF 1937, AND ESTABLISHING RULES AND REGULATIONS FOR THE MAINTENANCE AND OBSERVANCE BY DISTRIBUTORS IN THE RESALE OF COAL, OF THE PRICES AND MARKETING RULES AND REGULATIONS PROVIDED BY SECTION 4 OF THE ACT; AND IN RE PETITION OF THE F. P. WEAVER COAL COMPANY, LIMITED, FOR ORDER MODIFYING SCHEDULE OF MAXIMUM DIS-COUNTS THAT MAY BE ALLOWED TO REG-ISTERED DISTRIBUTORS IN THE PROVINCES OF QUEBEC AND ONTARIO, CANADA

NOTICE OF AND ORDER FOR HEARING

The Director of the Bituminous Coal Division, United States Department of the Interior, having on June 19, 1940, entered an order prescribing the maximum discounts that may be allowed by code members to registered distributors; and

Jurisdiction having been reserved in said order to entertain proceedings to modify any of the determinations made therein; and

The F. P. Weaver Coal Company, Limited, registered distributor, having filed its petition praying:

- (1) That the proceedings in General Docket No. 12 be reopened "for the limited purpose of taking testimony and receiving evidence in order to amend the existing schedule of maximum discounts to include an adequate discount for registered distributors in the Provinces of Quebec and Ontario, Canada."
- (2) That "after such proceedings are reopened and said testimony and evidence has been received, the Director issue an order modifying the present schedule of maximum discounts to permit registered distributors in the Provinces of Quebec and Ontario, Canada, discounts in accordance with such evidence."

Said petitioner proposes that the schedule of maximum discounts be amended "so as to allow to distributors in the Province of Ontario a discount of twenty-one cents per ton upon all coal sold for commercial uses, exclusive of railroad fuel, and twenty-five cents on domestic coal, and a maximum discount in the Province of Quebec of twenty-three cents per ton on all coal sold for commercial uses except railroad fuel and a discount of twenty-eight cents on all coal sold for domestic uses. To all the foregoing to be added an additional amount for profits."

It is, therefore, ordered, That General Docket No. 12 be reopened for the limited purpose of determining whether the modification requested by petitioner should be made, and that a hearing on such matter be held on May 6, 1941, at 10 o'clock a. m. of that day at a hearing room of the Bituminous Coal Division, 734 Fifteenth Street NW., Washington, D. C. On such day the Chief of the Records Section in Room 502 will advise as to the room where such hearing will be held.

It is further ordered, That Travis Williams or any other officer or officers of the Bituminous Coal Division designated by the Director thereof for that purpose shall preside at the hearing in such matter. The officers so designated to preside at such hearing are hereby authorized to conduct said hearing, to administer oaths and affirmations, examine witnesses, subpoena witnesses, compel their attendance, take evidence, require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, to continue said hearing from time to time, and to prepare and submit to the Director proposed findings of fact and conclusions and the recommendation of an appropriate order in the premises, and to perform all other duties in connection therewith authorized by law.

Notice of such hearing is hereby given to such petitioners and to any other person who may have an interest in such proceeding. Any person desiring to be heard at such hearing shall file a notice to that effect with the Bituminous Coal Division on or before May 5, 1941, setting forth therein the nature of his interest and a concise statement of the matter or matters which he intends to present.

All persons are hereby notified that the hearing in the above-entitled matter and any orders entered therein, may concern, in addition to the matters specifically alleged in the petition, other matters necessarily incidental and related thereto, which may be raised by amendment to the petition, petitions of interveners or otherwise, or which may be necessary corollaries to the relief, if any, granted on the basis of this petition.

Dated: April 14, 1941.

[SEAL]

DAN H. WHEELER,
Acting Director.

[F. R. Doc. 41-2746; Filed, April 15, 1941; 11:58 a. m.]

[Docket No. A-7]

PETITION OF DISTRICT BOARD NO. 11, FOR RELIEF IN RESPECT TO OFF-LINE RAIL-ROAD FUEL PRICES FOR CERTAIN CODE MEMBERS IN DISTRICT 11, AND RELATED MATTERS, PURSUANT TO SECTION 4 II (d) OF THE BITUMINOUS COAL ACT OF 1937

ORDER FURTHER CONTINUING HEARING FOR CERTAIN LIMITED PURPOSES

The above-entitled matter having been originally scheduled for continued hearing, for certain limited purposes, for March 28, 1941, pursuant to Order dated February 28, 1941, and thereafter further continued to April 14, 1941, pursuant to Order dated March 27, 1941; and

The Acting Director now deeming it necessary that the above-entitled matter be further continued from April 14, 1941, until May 22, 1941, in order to afford all interested parties and persons full opportunity to be heard;

Now, therefore, it is ordered, That the hearing for certain limited purposes in the above-entitled matter be continued from 10 o'clock in the forenoon of April 14, 1941, until 10 o'clock in the forenoon of May 22, 1941, at the place heretofore designated and before the officers previously designated to preside at said hearing.

In all other respects the Order, dated February 28, 1941, shall remain in full force and effect.

Dated: April 14, 1941.

[SEAL]

DAN H. WHEELER, Acting Director.

[F. R. Doc. 41-2750; Filed, April 15, 1941; 11:59 a. m.]

[Docket No. A-221]

PETITION OF SUNLIGHT COAL COMPANY, A CODE MEMBER IN DISTRICT NO. 11, FOR THE ESTABLISHMENT OF ADDITIONAL SIZE CLASSIFICATIONS AND MINIMUM PRICES FOR RAILROAD LOCOMOTIVE FUEL SOLD BY IT AND OTHER ON-LINE MINES WITHIN THAT DISTRICT TO THE SOUTHERN RAILWAY, PURSUANT TO SECTION 4 II (d) OF THE BITUMINOUS COAL ACT OF 1937

ORDER POSTPONING HEARING

The above-entitled matter having been heretofore scheduled for hearing on April 14, 1941, and the Acting Director deeming it appropriate that the hearing therein should be postponed until May 23, 1941;

should be postponed until May 23, 1941; Now, therefore, it is ordered, That the hearing in the above-entitled matter be postponed from 10 o'clock in the forenoon of April 14, 1941 until 10 o'clock in the forenoon of May 23, 1941, at the place heretofore designated and before the officers previously designated to preside at said hearing.

The time for filing petitions of intervention in the above-entitled matter is hereby extended until May 19, 1941.

Dated: April 14, 1941.

[SEAL]

DAN H. WHEELER, Acting Director.

[F. R. Doc. 41-2748; Filed, April 15, 1941; 11:58 a. m.]

[Docket No. A-620]

PETITION OF DISTRICT BOARD 9 REQUESTING AN INCREASE IN THE EFFECTIVE MINIMUM PRICES ESTABLISHED FOR CERTAIN COALS PRODUCED IN DISTRICT NO. 9 FOR TRUCK SHIPMENT, PURSUANT TO SECTION 4 II (d) OF THE BITUMINOUS COAL ACT OF 1937

ORDER POSTPONING HEARING

The original petitioner having moved that the hearing in the above-entitled matter, heretofore scheduled for April 17, 1941, should be postponed until on or about June 18, 1941, and having shown good cause why said motion should be granted;

Now, therefore, it is ordered. That the hearing in the above-entitled matter be postponed from 10 o'clock in the forenoon of April 17, 1941, until 10 o'clock in the forenoon of June 18, 1941, at the place heretofore designated and before the officers previously designated to preside at said hearing.

The time for filing petitions of intervention in the above-entitled matter is hereby extended until June 13, 1941.

Dated: April 14, 1941.

[SEAL]

Dan H. Wheeler, Acting Director.

[F. R. Doc. 41-2749; Filed, April 15, 1941; 11:58 a. m.]

[Docket No. A-751]

PETITION OF SUNLIGHT COAL COMPANY, A CODE MEMBER IN DISTRICT NO. 11, FOR THE ESTABLISHMENT OF A MINIMUM PRICE FOR THE COALS OF ITS MINE INDEX NO. 87 FOR THEIR SALE TO THE CHICAGO, INDIANAPOLIS, AND LOUISVILLE RAILWAY COMPANY FOR LOCOMOTIVE FUEL USE, PURSUANT TO SECTION 4 II (d) OF THE BITUMINOUS COAL ACT OF 1937

ORDER POSTPONING HEARING

The above-entitled matter having been heretofore scheduled for hearing on April 14, 1941, and the Acting Director deeming it appropriate that the hearing therein should be postponed until May 23, 1941;

Now, therefore, it is ordered, That the hearing in the above-entitled matter be postponed from 10 o'clock in the forenoon of April 14, 1941 until 10 o'clock in the forenoon of May 23, 1941, at the place heretofore designated and before the officers previously designated to preside at said hearing.

The time for filing petitions of intervention in the above-entitled matter is hereby extended until May 19, 1941.

Dated: April 14, 1941.

[SEAL]

DAN H. WHEELER, Acting Director.

[F. R. Doc. 41-2747; Filed, April 15, 1941; 11:58 a, m.]

Bureau of Reclamation.

[No. 27]

Boise Irrigation Project, Idaho, Payette Division

PUBLIC NOTICE OPENING PUBLIC LANDS TO ENTRY BY RELINQUISHERS OF HOMESTEAD AND DESERT LAND ENTRIES AND ANNOUNC-ING AVAILABILITY OF WATER ON RENTAL BASIS THEREFOR

APRIL 3, 1941.

1. Land for which water will be furnished. Pursuant to the Act of June 17, 1902 (32 Stat. 388), and acts amendatory thereof or supplementary thereto, announcement is hereby made that, upon proper water-rental application being made therefor, water will be furnished on a rental basis under the Payette Division of the Boise Irrigation project, Idaho, in the irrigation season of 1941 and thereafter until further notice, for the part under the gravity canals of the irrigable lands of the Payette Division as listed below for Townships 5, 6 and 7 North, Ranges 3, 4, and 5 West, Boise Principal Meridian, Idaho. Beginning at 2:00 p. m., May 5, 1941, entry may be made by certain relinquishers (defined in paragraph 2) in accordance with this notice, for the following described public land farm units, to-wit:

Boise Meridian, Idaho
TOWNSHIP 5 NORTH, RANGE 3 WEST

Section	Farm unit	Total frrigable acres	Gravity	Pumping
7 19	"B"-Lot 2, Lot 3. "A"-S'4NE'4NW'4, SE'4NW'5. NE'4SW'4	74 81	37	37

TOWNSHIP 6 NORTH, RANGE 3 WEST

_		_		_
7000		Sugar.	1000	
6	"A"-Lot 3, Lot 4, Lot 5, Lot 6	34	34	1000
200		-	-	

TOWNSHIP 5 NORTH, RANGE 4 WEST

7 8	"A"—SE4SW4, SW4SE4 "A"—NE4SE4, N4SE4SE4 "A"—NW4SW4, W4SW48W4 NE4SW4SW4SW4W4E4SW4	67 54	61 54	6
	SW4. W\SW\E\SEKSW\SW\\ \(\lambda\), E\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\	64	64	
9	Sec. 9. "A"—N%SW¼, SE%SW¼	54 46	54 46	7075
12	"A"-E½SE¼". "A"-W¼NE¼	54 39	30 28	24
14	A -SWANEM, NEWSWE.		200	11
	"B"-NW\\SW\\Sec.13,SE\\NE\	42	42	
18	"B"-S1/8E1/4 Sec. 14_ "B"-S1/8E1/4 Sec. 7, and NE1/4	94	.60	34
24	"A"-SE¼NE¼, N½SE¼	53 70	53 28	42

TOWNSHIP 6 NORTH, RANGE 4 WEST

1	"A"-Lot 1 and SE%NE%	28	28	
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TOWNSHIP 7 NORTH, RANGE 4 WEST

-				-
28	"B"-W½NE¼	36	36	

TOWNSHIP 6 NORTH, RANGE 5 WEST

Section	Farm unit	Total irrigable acres	Gravity	Pumping
2	"B"-Lot 1, Lot 2, Lot 3, Sec. 2 and SE34SE34 Sec. 35, T. 7 N.,			
15 20 21	R. 5W "A"—Lot 3, Lot 4 "A"—E1/8, E1/4 "A"—E3/8, NW/4 "B"—W3/8, NW/4 "C"—W1/2, SW1/4	28 35 69 70 74 76	28 35 69 70 74 76	
27	"A"-SE'4SW'4, W'4SE'4, SE'4	113	113	
28	"A"-NW4NE4, N14NW4	27 83	27 83	
29	"B"-SE¼NW¼, E½SW¼. "A"-E½NE¼ "B"-N½SE¼. "C"-SW¼SE¼, W½SE¼SE¼, NE¼SE¼SE½, W½SE¼SE¼	65 63 70	65 63 70	
35	SE4, NE4SE4SE4SE4, W/2 SE4SE4SE4SE4 "A"—N/3SW/4	75 50	75 50	

TOWNSHIP 7 NORTH, RANGE 5 WEST

9	"A"-SE¼SE¼	10	10	
13	"A"-SE¼NW¼, NE¼SW¼, N¼-			11000
	SE14	46	46	
15	"A"-NW¼NW¼	20	20	****
	"B"-SE48W4, SW48E4, Sec.	59	59	
23	15, and E½NW¼ Sec. 22 "A"—SE¼NW¼, E½SW¼	94	94	
24	"A"-N%NE%NW%, W%NW%_	64	64	
50	"B"-S12NE14NW14, SE14NW14	37	37	1000
25	"A"-NE¼	58	58	
	B -NMNWM, SEMNWM	45	45	333
26	"A"-NW1/4	61	61	
	"C"-SE1/ANE1/4, E1/28E1/4 Sec. 26,	100	1000	
27	and SW14NW14 Sec. 25	87	87	
34	"A"-NE¼ "A"-E¼NW¼, NE¼SW¼	67 86	67 86	2000
92	"B"-ELNWINWIA	00	00	
	EWNWWNWWWW.			
	E1/SW1/NW1/NW1/NW1/			
	SW4SW4NW4NW4NW4.			
	8W¼NW¼NW¼,			
	SW¼NW¼, NW¼SW¼	83	83	
35	"C"-W'NE', NE'NW'	71	71	
	"D"-S¼NW¼, NE¼8W¼,	79	79	
	NW¼SE¼	1.00	160	

Under this public notice water is available only for the gravity irrigable area shown above.

2. Entry only by relinquishers of homestead and desert-land entries. (a) The farm units listed in paragraph 1 above, may be formed wholly or in part of land entered as homestead or desert-land entries and relinquished back to the United States with a view to procuring State patents under the Carey Act.

(b) All pending applications for the reinstatement of homestead and desertland entries embracing lands listed in paragraph 1 hereof are hereby finally rejected in their entirety. Proper notation of such rejection will be made upon the records of the General Land Office and of the district land office. The General Land Office will send a copy of this public notice immediately, by registered mail, (a) to all who filed applications for reinstatement of the relinquished entries. of the land included in this public notice, including alleged assignees or successors of record of the relinquishers, and to any record agent or attorney of such parties, and (b) to all other relinquishers of record, of the land included in this public notice or to the latest relinquisher, when more than one may be involved in any particular tract. However, the sending of a copy of this public notice is not to be construed as determining that the parties to whom such notice was sent are qualified to file a farm unit application, or to make homestead entry, of any of the land, under this public notice.

(c) Homestead entry of public lands under this public notice will be allowed to be made only by the relinquishers of the relinquished entries who relinquished back to the United States with a view to procuring State patents under the Carey Act, who are citizens of the United States, who are not divested of their equities through an assignment or otherwise, and are otherwise qualified to enter the farm unit under the homestead law, subject to: (1) the provisions of subsection "C" of section 4 of the act of December 5, 1924 (43 Stat., 702), as hereinafter expressly set forth in paragraphs 5-10; (2) the allowance for each relinquisher of only one farm unit within the classification fixed by the Secretary for the farm units described in Paragraph 1 above, and which unit shall be formed wholly or in part from land within the original and relinquished entry; and (3) the execution by the original relinquisher of an incremented value contract as more fully described in Paragraph 18 hereof: Provided. That no right of entry of public lands under this public notice will be accorded the assigns or descendants of the relinquishers; Provided further, That assignees of homestead entries under valid assignments under the act of June 23, 1910 (36 Stat., 592), and assignees of desert-land entries under valid assignments under the acts of March 28, 1908 (35 Stat., 52), and July 24, 1912 (37 Stat., 200), made prior to the filing of the relinquishment in the district land office and who relinquished the entry back to the United States with a view to procuring State patents under the Carey Act. and who have not by assignment or otherwise after such relinquishment divested themselves of their equities, will be considered in the same status as the original entrymen; Provided further, That under paragraph 2 (c) hereof, the allowance of entry of one farm unit will automatically cancel any claim, equitable or otherwise, of the relinquisher to the remainder of his original entry, which thereafter will be made available for entry to the general public under the terms of a subsequent public notice; and Provided further. That where a farm unit comprises land within the relinquished entries of more than one person, a preference in selection shall be given to the person who relinquished the greater area in that unit.

3. When and where to file the applications for farm units. (a) An application by the individual relinquisher for the farm unit selected by him under this notice must be filed with the Construction Engineer, Bureau of Reclamation, Boise, Idaho, in person, if convenient, or by mail, or otherwise, prior to 2:00 p. m., May 5, 1941, if the applicant desires to qualify under the terms of this notice. No advantage will accrue to an applicant

presenting his application in person rather than by mail and if the applicant does not reside in the vicinity of the project his application should be mailed. Applications for a farm unit received after 2:00 p. m., May 5, 1941, will not be considered. The failure by the relinquisher to file an application for a farm unit prior to 2:00 p. m. May 5, 1941 will bar the relinquisher from consideration under this notice, will automatically cancel any claim, equitable or otherwise, of the relinquisher to any and all of the land embraced in his relinquished entry and his entire relinquished entry shall be made available for entry to the general public in accordance with the terms of a subsequent notice.

(b) Blanks on which to make application for a farm unit under this notice, together with a copy of this notice, may be secured from the Construction Engineer, Boise, Idaho, or the Commissioner, Bureau of Reclamation, Washington, D. C. Full answer must be made to each question on the farm application blank, and the provisions of paragraph 8 hereof relative to the showing of the qualification of the applicant to apply under paragraph 2 of this notice for a farm unit, and concerning the applicant's qualification to make homestead entry of a farm unit, under this notice, must also be fully complied with by the applicant for a farm unit.

4. Application for farm units; consideration of qualifications of applicants. as relinquishers. (a) The applicant for a farm unit under this notice must state and show, if such be the fact, that he is the relinquisher of the entry, as defined in Paragraph 2 of this notice; that he relinquished the entry back to the United States with a view to procuring State patent under the Carey Act, giving full and complete data (including documentary evidence, where available) in this regard, unless he has already done so, in which event he should identify the entry by land office and serial number where such data may be found; and must make reference in the farm unit application to the relinquished entry by the correct serial number thereof and by the correct description of the land in the relinquished entry. All applications by applicants prima facie qualified under paragraph 2 of this notice, and accompanying papers, shall be referred by the Construction Engineer to the Commissioner of the General Land Office. The examining board (paragraphs 5 to 10 of this notice) will not proceed to examine the qualification of an applicant for a farm unit unless the General Land Office advises it that the applicant is qualified under paragraph 2 of this notice. Should the General Land Office advise the examining board; (1) that such applicant is not the relinquisher of the entry, within the meaning of paragraph 2 of this notice, and, therefore, or for any reason is not entitled to apply for or to enter a farm unit of public lands under this notice; or (2) should an application be filed by any of the group covered by the first proviso of paragraph 2 (c) of this public notice, or by the alleged assignee or successor of the relinquisher, the application for a farm unit shall be rejected by the examining board and the applicant notified thereof by registered mail, with return receipt demanded, and of his right to appeal to the Secretary of the Interior within 10 days from receipt of such notification. All such appeals must be filed in the office of the Construction Engineer, Bureau of Reclamation, at Boise, Idaho, and within 10 days from the receipt by applicants of rejection notices. The Construction Engineer will forward such appeals to the Secretary of the Interior through the Commissioner of the General Land Office.

(b) All applications to enter under the homestead law and this public notice will be considered and adjudicated the same as other applications under the homestead law; that is to say, each applicant for a farm unit under this notice must also be qualified under the homestead law to enter a farm unit under this public notice, and he must fully comply with such law after the allowance of his homestead application as an entry and, in addition thereto, with the requirements of the reclamation law. It is important, therefore, that each applicant show, in connection with his application for a farm unit, and also in connection with his homestead application, when he files his homestead application in the district land office, as provided in paragraph 10 of this notice, that he is qualified to make homestead entry of a farm unit under this public notice. However, the matter of formally passing upon the qualifications of the applicant to make homestead entry of the farm unit described in the certificate mentioned in paragraph 10 of this notice, with a view to the allowance of the homestead application as an entry, primarily rests with the Register of the district land office. Applications to make second homestead entry, will be governed by the provisions of the Act of September 5, 1914 (38 Stat. 712) and the circulars thereunder. Where the applicant, to make a homestead entry under the terms of this notice, is the relinquisher, within the meaning of paragraphs 2 (a), (b) and (c) of this notice, of a part or all of the homestead entry described in his application for a farm unit and in his application for second homestead entry, reference of such application to the Special Agent in Charge, as provided in Circular 1308, of August 5, 1933 (54 I. D. 269), will, unless otherwise directed, be dispensed with, provided the second homestead application is in due and proper form and it appears therefrom that the homestead applicant is otherwise duly qualified to make homestead entry of a farm unit under this notice.

5. Applicants must be qualified. No entry shall be accepted or allowed by the Register of the district land office until the applicant therefor has satisfied the examining board appointed for the Boise project to consider such matters that he is possessed of such qualifications (in addition to the qualifications required under the homestead law), as to industry, experience, character, and capital, as in the opinion of the board are necessary to give reasonable assurance of success by the prospective settler. A list of the qualifications required by the homestead laws may be secured from the district land office at Blackfoot, Idaho, or from the General Land Office, Washington,

6. Requirements as to industry, experience, character, and capital. Each applicant must possess good health and have had at least two years' actual experience in farm work and farm practice. He must have at least \$2,000 in money free of liability or the equivalent thereof in livestock, farming equipment, or other assets deemed by the examining board to be as useful to the applicant as money, except as otherwise provided in paragraph

8 thereof.

7. Examining board. An examining board of three members has been appointed by the Secretary of the Interior to consider the fitness of each applicant to undertake the development and operation of a farm on the Boise project. Each applicant, except those who fail to make a prima facie case as described in paragraph 9 (a), must appear in person before the examining board, and the Construction Engineer, who is the member representing the United States, and who will act as secretary of the board, will notify each applicant by registered mail with return receipt demanded of the period of time set for his appearance and examination. The members of the board will be present at the project office when the opening is being held. Applicants for a farm unit, and particularly non-residents, will be examined at such times thereafter as it is convenient for them to be present. There must be, of course, some limit of time covering this feature. Accordingly, the board will fix this limit. It will also announce such other incidental rules as will necessitate one appearance only by each applicant. Careful investigation shall be made to verify the statements and representations made by the applicants, to the end that no misunderstanding may prevail, either regarding the applicant's fitness or his appreciation of the problem before him. If requested by the examining board, each applicant will furnish the board a letter, or letters, signed by the applicant addressed to and authorizing banking and other institutions or persons to supply to the board any information it may require regarding the applicant's assets or other qualifications. Refusal of an applicant to furnish such authority, or his failure to do so within a period considered reasonable by the Board, shall be sufficient reason for rejecting his application.

8. Determination of qualifications of applicants. To determine whether an applicant for a farm unit is qualified under the provisions of subsection C of section 4 of the Act of December 5, 1924,

he will be examined and rated in the same manner as are all applicants applying for a farm unit on public land within a reclamation project: Provided, however, That the applicant will be required to meet only the minimum requirements described below in this paragraph. The qualifications of the applicants will be based upon a percentage rating with the following maximum weights given to the four prescribed qualifications:

	Percent	ä
Character	15	i
Industry	20)
Capital	30)
Farm Experience	35	5

Applicants for a farm unit will be rated according to the following schedules and no applicants will be considered eligible who fall below the minimum named in any one of the heading of these schedules, or who do not, in the opinion of the board, possess the health and vigor necessary for active farm work:

Character:	Percent
Fair (minimum)	5
Good	6 to 10
Excellent	11 to 15
Industry:	Percent
Fair (minimum)	5
Good	
Excellent	11 to 20
Capital:	Percent
\$2,000 to \$2,999 (minimum)	27
\$3,000 to \$3,999	
\$4,000 to \$4,999	29
\$5,000 or above	30

Provided, That in the event an applicant does not possess sufficient unencumbered assets for the establishment of an economically sound farming operation upon one of the farm units described in paragraph 1, but he is able, within 15 days from the date of the receipt of the notice provided for in paragraph 9 (a) to furnish a certificate or other satisfactory showing that he will be granted a loan by the Farm Security Administration of the United States Department of Agriculture. of an amount of money which will be sufficient, either itself or together with his personal net worth as determined from his original farm application, for the establishment of an economically sound farming operation, the examining board, under authority of the Act of August 7. 1939 (53 Stat. 1238), as amended by the Act of June 17, 1940 (Public No. 636-76th Congress), will reconsider his application for the purpose of making such change in the applicant's rating on capital as will reflect, as an additional unencumbered asset, the loan assured to him by the Farm Security Administration. To enable the examining board to give a definite rating to each application, in accordance with the scale set forth under "Capital" in this paragraph 8, the exact total amount of any such prospective loan shall be stated in the certificate or other showing presented: Provided further, However, that after June 30, 1941, no loan by the Farm Security Administration shall be considered in lieu of the possession by any applicant of an equivalent amount of actual assets:

Provided further, That where such farm units have or may be improved by means of funds made available by the Farm Security Administration, the Secretary of the Interior, as authorized by the said Act of August 7, 1939, as amended, shall require the entryman of any such unit to enter into a mortgage contract with the Farm Security Administration to repay the value of such improvements thereon before entry is allowed.

Farm experience

A. In farming other than irrigation: Percen	
2 years, any time (minimum) 1	0
Additional credit of 5% to be allowed	
for each year in farming other than	
irrigation for more than 2 years, up	
to a total of 7 years (10% for 2 years,	
plus 5% per year up to 5 additional	
years), or a maximum of 38	5
B. In irrigation farming:	
2 years, any time 1	5
2 years, in last 4 years 20	0
2 years, in last 2 years 2	5
3 years, in last 4 years 30	
3 or more years in responsible charge	
of more years in responsible charge	
of irrigation farm in last 4 years 3	5

In determining the percentages to be given for experience under irrigated farming, the members of the examining board may reduce the percentages from 1 to 5 percent, if, in their judgment, the experience indicated by the applicant as having been gained in other irrigated areas is not of the type that would justify his being rated for farming under the particular conditions on the Boise project, at any of the percentages above listed. When an applicant has had experience both in farming other than irrigation and in irrigation farming, the percentages given for each, when added together, shall not exceed 35%.

9. Showing of applicants and selection thereof. (a) Where the applicant, in the original application which he filed. failed to make a prima facie case-that is, where the applicant (1) does not possess good health; or (2) fails to make the minimum showing as to character; or (3) fails to make the minimum showing as to industry; or (4) fails to make the necessary showing as to citizenship; or (5) does not show at least two years' farm experience; or (6) is disqualified because of having already made homestead entry; or (7) is the owner of more than 160 acres of land in the United States; or (8) is otherwise disqualified, the application for a farm unit shall be rejected, and the applicant notified thereof by registered mail, with return receipt demanded, and of his right to appeal to the Secretary of the Interior within 10 days from receipt of such notification. If the application is rejected solely because of insufficient assets, however, the application shall be reconsidered by the examining board if the applicant is able to meet the requirements of the proviso of paragraph 8 relating to loans to applicants by the Farm Security Administration. All appeals allowed under this Public Notice No. 27 must be filed in the office of the Construction Engineer at Boise, Idaho, and within 10 days from receipt by applicants of rejection notices. The Construction Engineer will forward such appeals promptly to the Secretary of the Interior.

(b) Each applicant who makes a prima facie case and has not been previously examined by the board shall be notified by the board, by registered mail, with return receipt demanded, that he must appear before the Board within 20 days of receipt of notice. After such personal examination, and after consideration of the showing made in the application, the board will rate the applicant in accordance with the scale set forth in paragraph 8, and place such rating in red ink, with the initials of each member of the board upon the face of the farm application blank. Should be applicant fail to appear for examination within the 20day period, his application shall receive no further consideration by the board. The rating necessary to establish qualification is the minimum named in paragraph 8 of this Public Notice No. 27 for each of the requirements as to character, industry, capital and farm experience and the applications of all who fail to attain this minimum shall be rejected and the applicants notified thereof by registered mail, with return receipt demanded, and of their right to appeal through the Construction Engineer to the Secretary of the Interior within 10 days from receipt of such notification.

10. Notification of applicant that he has been selected. The board shall notify each applicant selected for a farm, by registered mail with return receipt demanded, that he has been selected for a farm unit. With such notice, the board shall enclose a water rental application for the farm selected which must be executed by the applicant and returned to the Construction Engineer, Bureau of Reclamation, Boise, Idaho, within 10 days from receipt of the notice, together with payment of the minimum water rental charge, as specified in paragraph 16 thereof, before he is entitled to file a homestead application with the local land office to enter the farm unit designated in connection with his selection. Upon the receipt by the Construction Engineer of the water rental application, executed by the applicant and accompanied by the required payment, before the expiration of the said 10-day period, the secretary of the examining board will furnish each such applicant by registered mail, unless delivered to him in person, a certificate stating that his qualifications to enter public lands, as required by subsection C of section 4 of the Act of December 5. 1924 (43 Stat. 702), have been passed upon and approved by that board. Such certificate, in which the applicant's rating will also be stated, and a copy of which will be forwarded by the secretary of the board to the district land office immediately upon the issuance thereof. must be attached by the applicant to his homestead application when he files such application at the district land office at Blackfoot, Idaho. Such homestead application shall be filed within 15 days from the date of the receipt by the applicant of the said certificate. Failure to pay the water rental charge or to make application for homestead entry within the periods specified herein will render the application subject to rejection.

11. Forfeiture of relinquisher's claims. Any relinquisher of a homestead or desert-land entry, the lands of which are included wholly or in part in the farm units described in paragraph 1 hereof, shall forfeit any claim he may have for preferential consideration under this or any subsequent notice (1) if he makes entry for a farm unit under this notice, or (2) if he fails for any reason to obtain the right to entry of a farm unit under the provisions of this notice. The forfeiture or loss of claims as provided in this paragraph shall not, however, operate to bar a relinquisher from making homestead entry for such farms as may be made available under subsequent public notices and for which he may be found to be otherwise qualified under the law.

12. Warning against unlawful settlement. No person shall be permitted to gain or exercise any right under any settlement or occupation of any of the public lands covered by this notice except under the terms and conditions prescribed by this notice.

13. All land to be included in an irrigation district. Substantially all of the lands covered by this public notice are within the Black Canyon Irrigation District organized under the laws of the State of Idaho, and whose offices are located at Notus, Idaho. For any of the lands covered by this notice which are not within the district, the applicant will be required to state on his water rental application: "I agree to inclusion of my land in the Black Canyon Irrigation District."

14. Contract with Black Canyon Irrigation District. A contract was entered into October 3, 1927 and a supplementary contract on July 15, 1936, between the United States and the Black Canyon Irrigation District, providing for payment of charges and operation of works. A copy of these contracts may be examined in the office of the Construction Engineer of the Boise project, Boise, Idaho, or in the office of the Commissioner, Bureau of Reclamation, Washington, D. C.

15. Construction charges. The construction charges shall be paid in accordance with the contracts between the United States and the Black Canyon Irrigation District.

16. Water rental and other charges. Water rental charges shall be payable as follows:

(a) Each successful applicant for any of the farm units described above in the Black Canyon Irrigation District, shall, before making homestead entry, pay to the United States one dollar (\$1.00) for each irrigable acre of gravity land in the

farm unit, as an advance initial payment for the rental of water for the season of 1941. Such payment will entitle him to three (3) acre-feet of water per irrigable acre. Additional water may be furnished during the same season at the rate of fifty cents (\$0.50) per acrefoot, payments therefor to be made to the Black Canyon Irrigation District in advance of its delivery: Provided, That, in any case where water rental application is not filed until after June 1, 1941, and no water is used during the irrigation season of 1941, initial water rental payments, made as specified in this paragraph, will be credited upon water charges coming due for the next irrigation season if the operation and maintenance of the project by the United States is continued beyond the 1941 season, or will be refunded in the event that such operation and maintenance by the United States is not so continued: Provided, further, That in any case where water rental application is filed on or prior to June 1, 1941, such initial payments shall be applied as water rental charges for the season of 1941 whether water is used or not.

(b) In addition to the payment of water rental charges specified in (a) above, payment must also be made to the irrigation district in which the farm unit is included of the annual assessment or assessments for district administrative purposes at the same rate and in the same manner as for similar lands in private ownership in such district.

17. Place and manner of payment of water rental charges. All initial water rental charges must be paid at the office of the Bureau of Reclamation at Boise, Idaho, by cash or bank draft, cashier's check, certified check, or postal or express money order, payable to the Bureau of Reclamation.

18. Incremented value contract. Each applicant who qualifies for a farm unit at the time he applies for homestead entry shall execute an incremented value contract with the Bureau of Reclamation in which he shall agree that if he assigns the farm unit entered by him before patent is issued, or conveys the land thereafter at a consideration in excess of a stated figure fixed by an appraisal board and approved by the Secretary, one-half of the excess shall be paid in cash to the United States and credited to the water charges of the project. The form of the incremented value contract may be examined in the office of the Bureau of Reclamation, Boise, Idaho, or Washington, D. C.

19. Reservation of rights-of-way for county highways and access roads. Rights-of-way are reserved for county highways along all section lines, such rights-of-way being 30 feet in width on each side of said section lines.

20. Waiver of mineral rights. All homestead entries for any of the above-described farm units, and for any lands

covered by this notice which may become subject to such entry, will be subject to the laws of the United States governing mineral land and all homestead applicants under this notice must waive the right to the mineral content of the land, if required to do so by the General Land Office, otherwise the homestead application will be rejected or the homestead entry cancelled.

A. J. WIRTZ, Under Secretary.

[F. R. Doc. 41-2730; Filed, April 15, 1941; 10:04 a. m.]

DESCHUTES PROJECT, OREGON

ADVERTISEMENT OF LANDS FOR LEASE

APRIL 8, 1941.

- 1. Sealed proposals will be received at the office of the Bureau of Reclamation, Washington, D. C., until 2 o'clock, P. M., May 1, 1941, for the lease for grazing purposes of all or any tract or tracts of the land shown on the accompanying list.
- 2. The lands will be leased for grazing purposes May 1, 1941 to September 30, 1941, only. The bidder shall state in the proposal (a) the legal description of such subdivisions or tracts which he proposes to lease, (b) the area in acres, and (c) the total rental price he proposes to pay. The bidder may make such stipulations as he may desire regarding combinations of tracts he is willing to accept.
- 3. The United States shall not be held liable for damages of any kind resulting from construction work in progress at Wickiup Dam, and all grazing privileges must be exercised in such a manner that there will be no interferences with the work of the United States.
- 4. Bids must be accompanied by a payment in full. Funds so remitted by unsuccessful bidders will be returned on making of award. All remittances should be in the form of certified check, bank draft, or money order, drawn in favor of the "Treasurer of the United States."
- 5. Those desiring to bid should first consult a copy of lease form 7-523-A-G, which lease must be promptly executed by successful bidders before possession of land is given, and which describes various rights reserved by the United States, and other details not herein enumerated, to which the lessee must agree.

Copies of the lease form are available for review at the Bureau of Reclamation office at Bend, Oregon.

Envelopes containing bids must be sealed, marked and addressed as follows:

Bid for lease of reclamation withdrawn land in the Deschutes Project,

¹Proposal blank filed as part of the original document.

Oregon, to be opened at 2 p. m., Eastern Standard Time, May 1, 1941.

H. W. BASHORE, Assistant Commissioner.

DESCHUTES PROJECT, OREGON

WICKIUP RESERVOIR SITE

Description Area	tov
T. 21 S., R. 8 E., W. M.: acres	
Sec. 20—SE1/4	
Sec. 21-W1/2	
Sec. 25—SW1/4	50
Sec. 26-S1/2	20
Sec. 27—SW1/4	30
Sec. 28-S1/2 and NW1/4 48	30
Sec. 29—E1/6	05
Sec. 32—NE1/4 16	30
Sec. 33—All 64	
Sec. 34—All 64	
Sec. 35—All 64	0000
T. 22 S., R. 8 E., W. M.:	~
Sec. 2—N½ and SW¼ 48	200
Sec. 3—All64	etion .
200, 0. 101 41111111111111111111111111111111	
Sec. 4—E1/2 and SW1/4	
Sec. 5—S½ 32	Marie I
Sec. 7—E1/2 and SW1/4	
Sec. 8—All 64	-
Sec. 9—All 64	
Sec. 10—All 64	1000
Sec. 11-W1/2 32	
Sec. 13—All 64	2000
Sec. 14—All 64	200
Sec. 15—All 64	0
Sec. 16-NE1/4 and S1/2 48	10
Sec. 17-NW1/4 and S1/2	30
Sec. 18—All 64	0
Sec. 19-N ¹ / ₂ 32	20
Sec. 23-N1/2 32	20
Sec. 24—All 64	0
	0
Sec. 25—E½ 32 T. 22 S., R. 9 E., W. M.:	-
Sec. 4-SW1/4 NE1/4, W1/2 SE1/4 and E1/2	
SW1/4	0
Sec. 9-W1/2 NE1/4, E1/2 NW1/4, E1/2 SW1/4	-
and W1/SE1/4 32	0
Sec. 16—NW1/4 16	
Sec. 17—SE¼NE¼, and S½ 36	
Sec. 18—All64	0.55
	Electric Confession
Sec. 20—N½ 32	
Sec. 30—All 64	1000
Sec. 31—All 64	U
T. 23 S., R. 9 E., W. M.:	100
Sec. 6—N½ 32	U
IF. R. Doc. 41-2732: Filed. April 15, 1941	

[F. R. Doc. 41-2732; Filed, April 15, 1941; 10:05 a. m.]

DEPARTMENT OF COMMERCE.

Civil Aeronautics Authority.

[Docket Nos. 46-401-B-1, 539, 399]

IN THE MATTER OF THE APPLICATIONS OF MAYFLOWER AIRLINES, INC.; E. W. WIG-GINS AIRWAYS, INC., FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY UNDER SECTION 401 OF THE CIVIL AERO-NAUTICS ACT OF 1938, AS AMENDED

NOTICE OF POSTPONEMENT OF HEARING 1

The above-entitled proceeding, being the applications of Mayflower Airlines, Inc., and E. W. Wiggins Airways, Inc., for certificates of public convenience and necessity authorizing air transportation between Nantucket, Mass., and Providence, R. I., and the application of Mayflower Airlines, Inc., for authorization to transport mail between Boston, Mass., and Nantucket, Mass., via various intermediate points, now assigned for public

hearing on April 15, 1941, is hereby postponed to a date later to be fixed.

Dated: Washington, D. C., April 14, 1941.

[SEAL]

WILLIAM J. MADDEN, Examiner.

[F. R. Doc. 41-2725; Filed, April 15, 1941; 10:03 a. m.]

DEPARTMENT OF LABOR.

Wage and Hour Division.

[Administrative Order No. 99]

ACCEPTANCE OF RESIGNATION FROM AND APPOINTMENT TO INDUSTRY COMMITTEE No. 25 FOR THE TEXTILE INDUSTRY

By virtue of and pursuant to the authority vested in me by the Fair Labor Standards Act of 1938, I, Philip B. Fleming, Administrator of the Wage and Hour Division, Department of Labor.

Do hereby accept the resignation of Mr. Robert J. Watt from Industry Committee No. 25 for the Textile Industry and do appoint in his stead, as representative for the employees on such Committee, Mr. C. M. Fox, of Birmingham, Alabama.

Signed at Washington, D. C., this 14th day of April 1941.

PHILIP B. FLEMING,
Administrator.

[F. R. Doc. 41-2744; Filed, April 15, 1941; 11:51 a. m.]

Notice of Hearing on Minimum Wage Recommendations of Industry Committee No. 21 for the Seamless Hosiery Industry

Whereas the Administrator of the Wage and Hour Division of the United States Department of Labor, acting pursuant to section 5 (b) of the Fair Labor Standards Act of 1938, on February 17, 1941, by Administrative Order No. 84, appointed Industry Committee No. 21 for the Seamless Hosiery Industry, composed of an equal number of representatives of the public, employers in the industry and employees in the industry, such representatives having been appointed with due regard to the geographical regions in which the industry is carried on; and

Whereas Industry Committee No. 21, on April 8, 1941, unanimously recommended a minimum wage rate for the Seamless Hosiery Industry and duly adopted a report containing said recommendation and reasons therefor and has filed such report with the Administrator on April 9, 1941, pursuant to section 8 (d) of the Act and § 511.19 of the Regulations, issued under the Act; and

Whereas the Administrator is required by section 8 (d) of the Act, after due notice to interested persons and giving them an opportunity to be heard, to approve and carry into effect by order the recommendation of Industry Committee No. 21 if he finds that the recommendation is made in accordance with law and is supported by the evidence adduced at the hearing before him, and, taking into consideration the same factors as are required to be considered by the Industry Committee, will carry out the purposes of section 8 of the Act; and, if he finds otherwise, to disapprove such recommendations:

Now, therefore, notice is hereby given that:

I. The recommendation of Industry Committee No. 21 is as follows:

Every employer shall pay not less than 36 cents per hour to each of his employees in the Seamless Hosiery Industry as defined in Administrative Order No. 84, dated February 17, 1941.

II. The definition of the Seamless Hosiery Industry, as set forth in Administrative Order No. 84, dated February 17, 1941, is as follows:

The manufacturing or processing of seamless hosiery including among other processes the knitting, dyeing, clocking and all phases of finishing seamless hosiery but not including the manufacturing or processing of yarn or thread.

The definition of the Seamless Hosiery Industry covers all occupations in the industry which are necessary to the production of the articles specified in the definition, including clerical, maintenance, shipping and selling occupations: Provided, however, That this definition does not include employees of an independent wholesaler or employees of a manufacturer who are engaged exclusively in marketing and distributing products of the industry which have been purchased for resale: And provided further, That where an employee covered by this definition is employed during the same workweek at two or more different minimum rates of pay, he shall be paid the highest of such rates for such workweek unless records concerning his employment are kept by his employer in accordance with applicable regulations of the Wage and Hour Division.

III. The full text of the report and recommendations of Industry Committee No. 21 is and will be available for inspection by any person between the hours of 9:00 a.m. and 4:30 p.m. at the following offices of the United States Department of Labor, Wage and Hour Division.

Boston, Massachusetts, 304 Walker Building, 120 Boylston Street,

New York, New York, Parcel Post Building, 341 9th Avenue.

Newark, New Jersey, 1005 Kinney Building, 790 Broad Street.

Philadelphia, Pennsylvania, 1216 Widener Building, Chestnut & Juniper Streets.

Pittsburgh, Pennsylvania, 216 Old Post Office Building.

Richmond, Virginia, 215 Richmond Trust Building, 627 East Main Street.

Baltimore, Maryland, 606 Snow Building, Calvert & Lombard Streets.

¹ Issued by the Civil Aeronautics Board.

Cleveland, Ohio, 728 Standard Building, 1370 Ontario Street.

Raleigh, North Carolina, 507 Raleigh Building, Hargett & Fayetteville Streets.

Columbia, South Carolina, Federal Land Bank Building, Hampton & Marion Streets.

Atlanta, Georgia, 314 Witt Building, 249 Peachtree Street.

Jacksonville, Florida, 456 Post Office

Birmingham, Alabama, 1007 Comer Building, 2nd Avenue & 21st Street,

New Orleans, Louisiana, Pere Marquette Building, 150 Baronne Street.

Nashville, Tennessee, 119 Seventh Avenue, North, Medical Arts Building.

Denver, Colorado, 1726 Champa Street, 300 Chamber of Commerce Building.

Cincinnati, Ohio, 1312 Traction Building, 5th & Walnut Streets.

Detroit, Michigan, 346 New P. O. Build-

ing. Chicago, Illinois, 1200 Merchandise

Mart, 222 West North Bank Drive. Minneapolis, Minnesota, 406 Pence Building, 730 Hennepin Avenue.

Building, 730 Hennepin Avenue. Kansas City, Missouri, 504 Title & Trust

Building, 10th & Walnut Streets, St. Louis, Missouri, 100 Old Custom

Building, 815 Olive Street.

Dallas, Texas, 824 Santa Fe Building,

1114 Commerce Street. San Francisco, California, Room 500,

785 Market Street.

Los Angeles, California, 414 H. W. Hellman Building, 354 South Spring Street. Seattle, Washington, 303 P. O. Build-

ing, 3rd Avenue & Union Street.
San Juan, Puerto Rico, Post Office Box

112.

Juneau, Alaska, D. B. Stewart, Commissioner of Mines.

Washington, District of Columbia, Department of Labor, 4th Floor.

Copies of the Committee's report and recommendation may be obtained by any person upon request addressed to the Administrator of the Wage and Hour Division, Department of Labor, Washington, D. C.

IV. A public hearing for the purpose of taking evidence on the question of whether the recommendation of Industry Committee No. 21 shall be approved or disapproved pursuant to section 8 of the Act will be held May 1, 1941, at 10:00 a. m. at Room 3229, Department of Labor Building, 14th & Constitution Avenue, Washington, D. C., before Henry T. Hunt, Esquire, Principal Hearings Examiner of the Wage and Hour Division, United States Department of Labor, as presiding officer.

V. Any interested person, supporting or opposing the recommendation of Industry Committee No. 21, may appear at the aforesaid hearing to offer evidence either on his own behalf or on behalf of any other person: *Provided*, That not later than April 26, 1941, any such person shall file with the Administrator at Washington, D. C., a notice of his intent

to appear which shall contain the following information:

- 1. The name and address of the person appearing.
- 2. If such person is appearing in a representative capacity, the name and address of the person or persons whom he is representing.
- 3. Whether such person proposes to appear for or against the recommendation of Industry Committee No. 21.
- 4. The approximate length of time requested for his presentation.

Such notice may be mailed to the Administrator, Wage and Hour Division, United States Department of Labor, Washington, D. C., and shall be deemed filed upon receipt thereof.

VI. Any person interested in supporting or opposing the recommendation of Industry Committee No. 21 may secure further information concerning the aforesaid hearing by inquiry directed to the Administrator, Wage and Hour Division, United States Department of Labor, Washington, D. C., or by consulting with attorneys representing the Administrator who will be available for that purpose at the offices of the Wage and Hour Division in Washington, D. C.

VII. Copies of the following documents relating to the Seamless Hosiery Industry will be made available for inspection upon request by any interested person who intends to appear at the aforesaid hearing:

U. S. Department of Labor, Bureau of Labor Statistics, Division of Wage and Hour Statistics, Earnings in the Seamless Hosiery Industry, 1940.

U. S. Department of Labor, Wage and Hour Division, Research and Statistics Branch, Report on the Minimum Wages in the Seamless Hostery Industry, March 1941

VIII. The hearing will be conducted in accordance with the following rules, subject, however, to such subsequent modifications by the Administrator or the Principal Hearings Examiner as are deemed appropriate:

- 1. The hearing shall be stenographically reported and a transcript made which will be available to any person at prescribed rates upon request made to the official reporter of the Wage and Hour Division, United States Department of Labor, Washington, D. C.
- 2. In order to maintain orderly and expeditious procedure, each person filing a Notice to Appear shall be notified, if practicable, of the approximate day and the place at which he may offer evidence at the hearing. If such person does not appear at the time set in the notice he will not be permitted to offer evidence at any other time except by special permission of the presiding officer.
- 3. At the discretion of the presiding officer, the hearing may be continued from day to day, or adjourned to a later

date, or to a different place, by announcement thereof at the hearing by the presiding officer, or by other appropriate notice.

- 4. At any stage of the hearing, the presiding officer may call for further evidence upon any matter. After the presiding officer has closed the hearing before him, no further evidence shall be taken, except at the request of the Administrator, unless provision has been made at the hearing for the later receipt of such evidence. In the event that the Administrator shall cause the hearing to be reopened for the purpose of receiving further evidence, due and reasonable notice of the time and place fixed for such taking of testimony shall be given to all persons who have filed a notice of intention to appear at the hearing.
- 5. All evidence must be presented under oath or affirmation.
- 6. Written documents or exhibits, except as otherwise permitted by the presiding officer, must be offered in evidence by a person who is prepared to testify as to the authenticity and trustworthiness thereof, and who shall, at the time of offering the documentary exhibit, make a brief statement as to the contents and manner of preparation thereof.
- 7. Written documents and exhibits shall be tendered in duplicate and persons preparing the same shall be prepared to supply additional copies if such are ordered by the presiding officer. Where evidence is embraced in a document containing matter not intended to be put in evidence, such document will not be received, but the person offering the same may present to the presiding officer the original document together with two copies of those portions of the document intended to be put in evidence. Upon presentation of such copies in proper form the copies will be received in evidence.
- 8. Subpoenas requiring the attendance of witnesses or the presentation of a document from any place in the United States at any designated place of hearing may be issued by the Administrator at his discretion, and any person appearing in the proceeding may apply in writing for the issuance by the Administrator of the subpoena. Such application shall be timely and shall identify exactly the witness or document and state fully the nature of the evidence proposed to be secured.
- 9. Witnesses summoned by the Administrator shall be paid the same fees and mileage as are paid witnesses in the courts of the United States. Witness fees and mileage shall be paid by the party at whose instance witnesses appear, and the Administrator before issuing subpoena may require a deposit of an amount adequate to cover the fees and mileage involved.
- The rules of evidence prevailing in the courts of law or equity shall not be controlling.

11. The presiding officer, may, at his discretion, permit any person appearing in the proceeding to cross-examine any witness offered by another person in so far as is practicable, and to object to the admission or exclusion of evidence by the presiding officer. Requests for permission to cross-examine a witness offered by another person and objections to the admission or exclusion of evidence shall be stated briefly with the reasons for such request or the ground of objection relied on. Such requests or objections shall become a part of the record, but this record shall not include argument thereon except as ordered by the presiding officer. Objections to the approval of the Committee's recommendation and to the promulgation of a wage order based upon such approval must be made at the hearing before the presiding officer.

12. Before the close of the hearing, the presiding officer shall receive written requests from persons appearing in the proceeding for permission to make oral arguments before the Administrator upon the matter in issue. These requests will be forwarded to the Administrator by the presiding officer with a record of the proceedings. If the Administrator, in his discretion, allows the request, he shall give such notice thereof as he deems suitable to all persons appearing in the proceedings, and shall designate the time and place at which the oral arguments shall be heard. If such requests are allowed, all persons appearing at the hearing will be given opportunity to present oral argument.

13. Briefs (12 copies) may be submitted to the Administrator following the close of the hearing, by any persons appearing therein. Notice of the final dates for filing such briefs shall be given by the Administrator in such manner as shall be deemed suitable by him.

14. On the close of the hearing the presiding officer shall forthwith file a complete record of the proceedings with the Administrator. The presiding officer shall not file an intermediate report unless so directed by the Administrator. If a report is filed, it shall be advisory only and have no binding effect upon the Administrator.

15. No order issued as a result of the hearing will take effect until after due notice is given of the issuance thereof by publication in the FEDERAL REGISTER.

Signed at Washington, D. C., this 15th day of April 1941.

PHILIP B. FLEMING,
Administrator.

[F. R. Doc. 41-2745; Filed, April 15, 1941; 11:51 a. m.]

FEDERAL COMMUNICATIONS COM-MISSION.

[Docket No. 5892]

NOTICE RELATIVE TO OLYMPIC RADIO COMPANY (NEW)

Application dated June 3, 1940, for construction permit; class of service, public coastal; class of station, coastal harbor; location, Hoquiam, Washington; operat-

ing assignment specified: Frequencies, 2,738, 2,598 kcs.; power, 100 w., emission A-3; hours of operation, unlimited time; points of communication, all ships and craft within range.

You are hereby notified that the Commission has examined the above described application and has designated the matter for hearing for the following reasons:

1. To determine the nature and extent of the service proposed.

2. To determine the need, if any, for the proposed service.

To determine the classes of service to be rendered and the charges to be made for same.

4. To determine whether or not the frequencies requested are available for assignment as requested.

5. To determine whether or not interference would result to existing stations from use of the requested frequencies at the location proposed.

 To determine whether or not the granting of the application would serve public interest, convenience, or necessity.

The application involved herein will not be granted by the Commission unless the issues listed above are determined in favor of the applicant on the basis of a record duly and properly made by means of a formal hearing.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.382 (b) of the Commission's Rules of Practice and Procedure. Persons other than the applicant who desire to be heard must file a petition to intervene in accordance with the provisions of § 1.102 of the Commission's Rules of Practice and Procedure.

The applicant's address is as follows:

Olympic Radio Company, West End of Fifth Street, Hoquiam, Washington,

Dated at Washington, D. C., April 11, 1941.

By the Commission.

[SEAL] T. J. SLOWIE, Secretary.

[F. R. Doc. 41-2734; Filed, April 15, 1941; 10:30 a. m.]

SECURITIES AND EXCHANGE COM-MISSION.

IN THE MATTER OF BARRETT & COMPANY, SATTERFIELD & LOHRKE, AND BOND & GOODWIN, INC.

ORDER FOR CONTINUANCE OF HEARING

At a regular session of the Securities and Exchange Commission, held at its offices in the City of Washington, D. C., on the 14th day of April, A. D. 1941.

For good cause shown it is hereby ordered that the hearing in this matter heretofore set for the 17th day of April 1941, be and the same is hereby continued to the 15th day of May 1941, at 10 o'clock A. M., at the Boston Regional Office of the Securities and Exchange Commission, 52 Devonshire Street, Boston, Massachusetts, and thereafter at

such times and places in Boston, Massachusetts, or elsewhere, as the officer heretofore designated to conduct this proceeding may determine.

By the Commission.

[SEAL] FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 41-2739; Filed, April 15, 1941; 11:40 a. m.]

[File No. 70-296]

IN THE MATTER OF UNITED PUBLIC UTILITIES CORPORATION

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 11th day of April, A. D. 1941.

Notice is hereby given that a declaration or application (or both), has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by the above named party or parties; and

Notice is further given that any interested person may, not later than April 28, 1941, at 4:30 P. M., E. S. T., or 1:00 P. M., E. S. T., if such date be a Saturday, request the Commission in writing that a hearing be held on such matter. stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such declaration or application, as filed or as amended, may become effective or may be granted, as provided in Rule U-8 of the Rules and Regulations promulgated pursuant to said Act. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D. C.

All interested persons are referred to said declaration or application, which is on file in the office of said Commission, for a statement of the transactions therein proposed, which are summarized below:

United Public Utilities Corporation, a registered holding company, desires to purchase for retirement not exceeding \$125,000 principal amount of its 10-year Interest Scrip (due January 1, 1945 bearing interest payable only on the maturity date or at date of prior redemption by call at the rate of 5% per annum from January 1, 1935 until the principal amount is paid) during the year 1941 at such prices as may from time to time be authorized by the Board of Directors of United Public Utilities Corporation. The Board of Directors has presently authorized such purchases at prices of not over 100% flat, but the declaration states that this limitation may be changed at any time by the Directors. It is proposed that the Scrip be purchased either in the open market or by invitation for tenders at such prices as the Board of Directors may authorize.

By the Commission.

[SEAL] FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 41-2751; Filed, April 15, 1941; 12:00 m.]

